

**THURSDAY, APRIL 29, 2010**  
**EIGHTY-FOURTH LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 9:00 a.m., and was called to order by Mr. Speaker Ramsey.

**PRESENTATION**

Members of the cast of the play *Liberty* did a historical reenactment, and a delegation of Troopers from Tennessee State Parks presented the colors.

**PRAYER**

The proceedings were opened with prayer by Chad Bogart of Elizabethton, Tennessee, guest of Senator Crowe.

**PLEDGE OF ALLEGIANCE**

Senator Crowe led the Senate in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 32

Senators present were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--32.

**COMMUNICATION**

April 27, 2010

The Honorable Ron Ramsey  
Lieutenant Governor and Speaker of the Senate  
One Legislative Plaza  
Nashville, TN 37243

Dear Lieutenant Governor Ramsey:

I am writing to request an excused absence for the Senate Floor Session on Thursday, April 29, 2010, as I will be out of state on that day.

I greatly appreciate your time and attention to this matter. Thank you for your kind consideration to this request.

Sincerely,

/s/ Jamie Woodson  
Senate Speaker Pro Tempore

APPROVED: Lieutenant Governor  
Ron Ramsey

**STANDING COMMITTEE REPORTS**

**JUDICIARY**

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 2545 with amendment, 2703 with amendment, 3740 with amendment and 3753 with amendment; and House Joint Resolution No. 1047 with amendment; also, recommend that Senate Bills Nos. 844 with amendment, 1721 with amendment, 2494 with amendment, 2725 with amendment, 2970 with amendment, 3318 and 3699 with amendment be referred to Committee on Finance, Ways and Means.

BEAVERS, Chairperson  
April 27, 2010

The Speaker announced that he had referred Senate Bills Nos. 2545 with amendment, 2703 with amendment, 3740 with amendment and 3753 with amendment; and House Joint Resolution No. 1047 with amendment to the Committee on Calendar.

The Speaker announced that he had referred Senate Bills Nos. 844 with amendment, 1721 with amendment, 2494 with amendment, 2725 with amendment, 2970 with amendment, 3318 and 3699 with amendment to the Committee on Finance, Ways and Means.

**FINANCE, WAYS AND MEANS**

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 63 with amendment, 1754 with amendment, 2565, 2665 with amendment, 3003, 3222 and 3345 with amendment.

MCNALLY, Chairperson  
April 27, 2010

The Speaker announced that he had referred Senate Bills Nos. 63 with amendment, 1754 with amendment, 2565, 2665 with amendment, 3003, 3222 and 3345 with amendment to the Committee on Calendar.

**TRANSPORTATION**

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 966 with amendment, 1325 with amendment, 2382, 2795 with amendment, 3044, 3457, 3537, 3538 with amendment, 3621 with amendment and 3897 with amendment; and House Joint Resolutions Nos. 777, 813 and 1016; also, recommend that Senate Bills Nos. 401 with amendment, 954 with amendment, 2523 with amendment, 2626 with amendment, 2704 with amendment, 2837 with amendment, 2870 with amendment and 2911 with amendment; Senate Joint Resolution No. 978; and House Joint Resolutions Nos. 769 and 807 to Committee on Finance, Ways and Means.

TRACY, Chairperson  
April 27, 2010

The Speaker announced that he had referred Senate Bills Nos. 966 with amendment, 1325 with amendment, 2382, 2795 with amendment, 3044, 3457, 3537, 3538 with amendment, 3621 with amendment and 3897 with amendment; and House Joint Resolutions Nos. 777, 813 and 1016 to the Committee on Calendar.

## THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY

The Speaker announced that he had referred Senate Bills Nos. 401 with amendment, 954 with amendment, 2523 with amendment, 2626 with amendment, 2704 with amendment, 2837 with amendment, 2870 with amendment and 2911 with amendment; Senate Resolution No. 978; and House Joint Resolutions Nos. 769 and 807 to the Committee on Finance, Ways and Means.

### GENERAL WELFARE, HEALTH AND HUMAN RESOURCES

MR. SPEAKER: Your Committee on General Welfare, Health and Human Resources begs leave to report that we have carefully considered and recommend for passage: House Joint Resolution No. 1022; also, recommend that Senate Bill No. 3209 with amendment be referred to Committee on Government Operations.

CROWE, Chairperson  
April 28, 2010

The Speaker announced that he had referred House Joint Resolution No. 1022 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 3209 with amendment to the Committee on Government Operations.

### FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 2810, 2811, 2908, 3134 with amendment, 3186, 3428, 3526, 3688 and 3692 with amendment; and Senate Joint Resolution No. 860.

MCNALLY, Chairperson  
April 28, 2010

The Speaker announced that he had referred Senate Bills Nos. 2810, 2811, 2908, 3134 with amendment, 3186, 3428, 3526, 3688 and 3692 with amendment; and Senate Joint Resolution No. 860 to the Committee on Calendar.

### MOTION

Senator Norris moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 1130**, out of order, which motion prevailed.

### INTRODUCTION OF RESOLUTION

**Senate Joint Resolution No. 1130** by Senator Norris.  
General Assembly, Recess & Reconvene -- Recesses Senate from close of business on April 29, 2010, until May 6, 2010, at 9:00 a.m.

On motion of Senator Norris, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 1130** was adopted.

**PRESENTATION**

Senator Overbey presented **Senate Joint Resolution No. 694** to Dr. Gerald W. Gibson.

**PRESENTATION**

Senator Jackson presented **Senate Joint Resolution No. 790** to Mr. Tim Aston.

**MOTION**

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 3953 and 3954** be passed on first consideration, which motion prevailed.

**INTRODUCTION OF BILLS**

The Speaker announced that the following bills were filed for introduction and passed first consideration:

**Senate Bill No. 3953** by Senator Faulk.

Sullivan County -- As introduced, subject to local approval, authorizes possession, storage, use, manufacture, transport, and sale of fireworks in Sullivan County.

**Senate Bill No. 3954** by Mr. Speaker Ramsey.

Sullivan County -- As introduced, subject to local approval, authorizes possession, storage, use, manufacture, transport, and sale of fireworks in Sullivan County.

**MOTION**

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 195, 995, 1808, 2452, 2780, 2952, 3041, 3149, 3456, 3768, 3990 and 3991** be passed on first consideration, which motion prevailed.

**HOUSE BILLS ON FIRST CONSIDERATION**

The Speaker announced that the following House Bills were transmitted to the Senate and passed first consideration:

**House Bill No. 195** -- County Officers -- As introduced, requires county attorneys to consult and advise county officials and employees as to their respective duties under federal and state law. Amends TCA Title 5.

**House Bill No. 995** -- Sunset Laws -- As introduced, terminates fireworks advisory council. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 104.

**House Bill No. 1808** -- Firearms and Ammunition -- As introduced, extends from 60 to 90 days the amount of time that a permit holder has to notify the Department of Safety that the holder's address has changed. Amends TCA Title 39, Chapter 17.

**House Bill No. 2452** -- State Government -- As introduced, requires joint evaluation committees to meet at least quarterly. Amends TCA Title 4, Chapter 29.

## THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY

**House Bill No. 2780** -- Domestic Violence -- As introduced, requires persons served with an order of protection to stay away for 12 hours from person requesting such order. Amends TCA Title 36, Chapter 3, Part 6.

**House Bill No. 2952** -- Local Government, General -- As introduced, prohibits law enforcement officers from being punished or rewarded according to number of traffic citations issued or collected upon. Amends TCA Title 39, Chapter 16 and Title 55, Chapter 8.

**House Bill No. 3041** -- Transportation, Dept. of -- As introduced, requires commissioner, when receiving certain federal transportation enhancement grant funding for acquisition of scenic or historic sites to contract with certain Civil War preservation organizations for use of such funds. Amends TCA Title 4, Chapter 3, Part 23 and Title 9, Chapter 4, Part 51.

**House Bill No. 3149** -- Education -- As introduced, requires the Department of Education to notify the general assembly within 60 days of the consolidation of school systems. Amends TCA Title 49.

**House Bill No. 3456** -- Election Laws -- As introduced, requires voter registrations that are considered inactive to only be purged two years after a federal census of population has been taken. Amends TCA Section 2-11-202 and Title 2, Chapter 2, Part 1.

**House Bill No. 3768** -- Civil Procedure -- As introduced, establishes that contracts based on the law of any foreign state or country that incorporates substantive or procedural law that would violate rights and privileges granted under the U.S. or Tennessee Constitution are against the public policy of this state and are void and unenforceable in this state.

**House Bill No. 3990** -- Robertson County -- As introduced, subject to local approval, revises the hotel/motel tax. Amends Chapter 226 of the Private Acts of 1990.

**House Bill No. 3991** -- School Districts, Special -- As introduced, subject to local approval, permits the Gibson County Special School District to issue bonds or notes, to enter into loan agreements with the state, to participate in federal or state matching grants or loans and to issue tax or grant anticipation notes; increases special school district tax rate to cover debt service and the district's operations. Amends Chapter 62 of the Private Acts of 1981.

### MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 1089 through 1129 and 1131 through 1140**; and **Senate Resolutions Nos. 214 through 219** be passed on first consideration and lie over, which motion prevailed.

### INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 1089** by Senator Herron.  
Memorials, Death -- Carey Johnson.

**Senate Joint Resolution No. 1090** by Senator Barnes.  
Memorials, Academic Achievement -- Amelia Shannon Bivens, Valedictorian, Harpeth High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1091** by Senator Barnes.

Memorials, Academic Achievement -- Rachel Marie Chamberlin, Salutatorian, Harpeth High School.

**Senate Joint Resolution No. 1092** by Senator Barnes.

Memorials, Academic Achievement -- Savannah Adelaide Zoë Brackman, Valedictorian, Harpeth High School.

**Senate Joint Resolution No. 1093** by Senator Crowe.

Memorials, Recognition -- Johnson City Country Club, National Register of Historic Places.

**Senate Joint Resolution No. 1094** by Senator Johnson.

Memorials, Recognition -- Best Buddies.

**Senate Joint Resolution No. 1095** by Senator Burchett.

Memorials, Sports -- Steven Pearl, UT basketball player.

**Senate Joint Resolution No. 1096** by Senator Stewart.

Memorials, Retirement -- Freda Annette Clifton.

**Senate Joint Resolution No. 1097** by Senator Stewart.

Memorials, Retirement -- Donald Lewis Johnson.

**Senate Joint Resolution No. 1098** by Senator Stewart.

Memorials, Retirement -- Nancy McGregor.

**Senate Joint Resolution No. 1099** by Senator Stewart.

Memorials, Retirement -- Tommy Frazier, Bledsoe County Roads Superintendent.

**Senate Joint Resolution No. 1100** by Senator Stewart.

Memorials, Death -- Clyde W. Harvey.

**Senate Joint Resolution No. 1101** by Senator Stewart.

Memorials, Retirement -- Mary Harmon.

**Senate Joint Resolution No. 1102** by Senator Stewart.

Memorials, Retirement -- Linda Simmons.

**Senate Joint Resolution No. 1103** by Senator Stewart.

Memorials, Retirement -- Nancy Silvertooth, Franklin County Circuit Court Clerk.

**Senate Joint Resolution No. 1104** by Senator Stewart.

Memorials, Retirement -- Eddie Joe Collins.

**Senate Joint Resolution No. 1105** by Senator Stewart.

Memorials, Retirement -- Mary Betsy Ferrell.

**Senate Joint Resolution No. 1106** by Senator Stewart.

Memorials, Retirement -- Rebecca K. Maynard.

**Senate Joint Resolution No. 1107** by Senator Stewart.

Memorials, Retirement -- Rachel Hixson.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1108** by Senator Stewart.  
Memorials, Retirement -- Kathryn Stewart.

**Senate Joint Resolution No. 1109** by Senator Stewart.  
Memorials, Retirement -- Joe Stewart.

**Senate Joint Resolution No. 1110** by Senator Stewart.  
Memorials, Retirement -- Jimmy Rogers.

**Senate Joint Resolution No. 1111** by Senator Stewart.  
Memorials, Retirement -- Brenda Burgess.

**Senate Joint Resolution No. 1112** by Senator Stewart.  
Memorials, Retirement -- Charles T. "Tommy" Nipper.

**Senate Joint Resolution No. 1113** by Senator Stewart.  
Memorials, Retirement -- Darnell Day.

**Senate Joint Resolution No. 1114** by Senator Stewart.  
Memorials, Retirement -- Randall Partin.

**Senate Joint Resolution No. 1115** by Senator Stewart.  
Memorials, Retirement -- Danny D. Brown.

**Senate Joint Resolution No. 1116** by Senator Stewart.  
Memorials, Retirement -- William Fernander.

**Senate Joint Resolution No. 1117** by Senator Faulk.  
Memorials, Academic Achievement -- Zachary Paul Hensley, Valedictorian, Grainger High School.

**Senate Joint Resolution No. 1118** by Senator Faulk.  
Memorials, Academic Achievement -- Robert Lee Reed, Salutatorian, Grainger High School.

**Senate Joint Resolution No. 1119** by Senator Faulk.  
Memorials, Academic Achievement -- Debra R. Oney, Salutatorian, Cumberland Gap High School.

**Senate Joint Resolution No. 1120** by Senator Faulk.  
Memorials, Academic Achievement -- Jonathon L. Anderson, Valedictorian, Cumberland Gap High School.

**Senate Joint Resolution No. 1121** by Senator Faulk.  
Memorials, Academic Achievement -- Laura Kaleigh Hatmaker, Valedictorian, Cumberland Gap High School.

**Senate Joint Resolution No. 1122** by Senator Overbey.  
Memorials, Academic Achievement -- Danielle Hadorn, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1123** by Senator Overbey.  
Memorials, Academic Achievement -- Allison Galyon, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1124** by Senator Finney.  
Memorials, Professional Achievement -- Ashley Seavers, Educator of the Year.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1125** by Senator Finney.

Memorials, Recognition -- Lynn Arnold, Milan Chamber of Commerce 2010 Man of the Year.

**Senate Joint Resolution No. 1126** by Senator Faulk.

Memorials, Academic Achievement -- Katey Hopkins, Honored Achiever, Jefferson County High School.

**Senate Joint Resolution No. 1127** by Senator Faulk.

Memorials, Academic Achievement -- Kathryn Gray, Honored Achiever, Jefferson County High School.

**Senate Joint Resolution No. 1128** by Senator Beavers.

Memorials, Academic Achievement -- Wesley Blair, Salutatorian, DeKalb County High School.

**Senate Joint Resolution No. 1129** by Senator Kyle.

Memorials, Interns -- Robert Callahan.

**Senate Joint Resolution No. 1131** by Senator Barnes.

Memorials, Academic Achievement -- Ashly Ann Roby, Valedictorian, Houston County High School.

**Senate Joint Resolution No. 1132** by Senator Barnes.

Memorials, Academic Achievement -- Michelene Elyse Collard, Valedictorian, Houston County High School.

**Senate Joint Resolution No. 1133** by Senator Barnes.

Memorials, Academic Achievement -- Amy Elizabeth Mitchum, Valedictorian, Houston County High School.

**Senate Joint Resolution No. 1134** by Senator Barnes.

Memorials, Academic Achievement -- Zachary B. Cleghern, Salutatorian, Houston County High School.

**Senate Joint Resolution No. 1135** by Senator Barnes.

Memorials, Academic Achievement -- Dillon Scott Jones, Valedictorian, Sycamore High School.

**Senate Joint Resolution No. 1136** by Senator Barnes.

Memorials, Academic Achievement -- Chelsey Hannah Mixer, Salutatorian, Sycamore High School.

**Senate Joint Resolution No. 1137** by Senator Southerland.

Memorials, Personal Occasion -- Jody and Reneé Wigington, 30th wedding anniversary.

**Senate Joint Resolution No. 1138** by Senator Henry.

Memorials, Death -- Thomas Cartwright.

**Senate Joint Resolution No. 1139** by Senator Barnes.

Memorials, Academic Achievement -- Alisha DeeAnn Hunter, Salutatorian, Sycamore High School.

**Senate Joint Resolution No. 1140** by Senator Faulk.

Memorials, Personal Achievement -- Jacob Smith, Eagle Scout.

**Senate Resolution No. 214** by Senator Crowe.

Memorials, Interns -- Logan Williams.



**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Resolution No. 215** by Senator Black.

Memorials, Retirement -- Judy Baggett.

**Senate Resolution No. 216** by Senator Gresham.

General Assembly, Statement of Intent or Position -- Expresses support of a world-class public education system for Tennessee and expectations that teachers, parents, and students must all pursue excellence to achieve that goal.

**Senate Resolution No. 217** by Senator Gresham.

Memorials, Death -- Betty Middlecoff.

**Senate Resolution No. 218** by Senator Beavers.

Memorials, Academic Achievement -- Kariah Petrille, Salutatorian, Heritage Christian Academy.

**Senate Resolution No. 219** by Senator Beavers.

Memorials, Academic Achievement -- Stephanie Burnette, Valedictorian, Heritage Christian Academy.

**MOTION**

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 708, 781, 1069 through 1072, 1074 through 1099, 1101 through 1148, 1150 through 1157, 1162 through 1164 and 1178; Senate Joint Resolutions Nos. 987 through 1032, 1034 through 1040 and 1042 through 1088; and Senate Resolutions Nos. 212 and 213** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

**RESOLUTIONS LYING OVER**

The Speaker announced that the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

**House Joint Resolution No. 708** -- Naming and Designating -- "American Indian Heritage Month", September 2010.

The Speaker announced that he had referred House Joint Resolution No. 708 to the Committee on Finance, Ways and Means.

**House Joint Resolution No. 781** -- General Assembly, Directed Studies -- Directs the Department of Education to study student access to optional schools operated by local school districts and the establishment of optional programs in every school.

The Speaker announced that he had referred House Joint Resolution No. 781 to the Committee on Finance, Ways and Means.

**House Joint Resolution No. 1069** -- Memorials, Personal Occasion -- Nola V. Allison, 100th birthday.

The Speaker announced that he had referred House Joint Resolution No. 1069 to the Committee on Calendar.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**House Joint Resolution No. 1070 -- Memorials, Retirement -- Nancy W. Sartor.**

The Speaker announced that he had referred House Joint Resolution No. 1070 to the Committee on Calendar.

**House Joint Resolution No. 1071 -- Memorials, Recognition -- Steven Sones, Bartlett Police Department 2009 Officer of the Year.**

The Speaker announced that he had referred House Joint Resolution No. 1071 to the Committee on Calendar.

**House Joint Resolution No. 1072 -- Memorials, Recognition -- Bret Anderson, 2009 Knights of Columbus Firefighter of the Year.**

The Speaker announced that he had referred House Joint Resolution No. 1072 to the Committee on Calendar.

**House Joint Resolution No. 1074 -- Naming and Designating -- "Faith Day on the Hill", April 26, 2010.**

The Speaker announced that he had referred House Joint Resolution No. 1074 to the Committee on Finance, Ways and Means.

**House Joint Resolution No. 1075 -- Memorials, Personal Occasion -- James and Dussie Ailshie, 80th wedding anniversary.**

The Speaker announced that he had referred House Joint Resolution No. 1075 to the Committee on Calendar.

**House Joint Resolution No. 1076 -- Memorials, Recognition -- Yvonne W. Garrett, Ms. Tennessee Senior America 2010.**

The Speaker announced that he had referred House Joint Resolution No. 1076 to the Committee on Calendar.

**House Joint Resolution No. 1077 -- Memorials, Academic Achievement -- Margaret Hudson, Valedictorian, Henry County High School.**

The Speaker announced that he had referred House Joint Resolution No. 1077 to the Committee on Calendar.

**House Joint Resolution No. 1078 -- Naming and Designating -- September 2010, "Chiari Awareness Month".**

The Speaker announced that he had referred House Joint Resolution No. 1078 to the Committee on Finance, Ways and Means.

**House Joint Resolution No. 1079 -- Memorials, Professional Achievement -- Charles A. Wells, Church Hill Middle School Teacher of the Year.**

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred House Joint Resolution No. 1079 to the Committee on Calendar.

**House Joint Resolution No. 1080** -- Memorials, Recognition -- Gary Stidham, Hawkins County Schools Teacher of the Year, Cherokee High School.

The Speaker announced that he had referred House Joint Resolution No. 1080 to the Committee on Calendar.

**House Joint Resolution No. 1081** -- Memorials, Professional Achievement -- Ellen Skelton McKeigney, 2010 Church Hill Elementary Teacher of the Year.

The Speaker announced that he had referred House Joint Resolution No. 1081 to the Committee on Calendar.

**House Joint Resolution No. 1082** -- Memorials, Recognition -- Clyde Shumate, Cherokee High School Teacher of the Year.

The Speaker announced that he had referred House Joint Resolution No. 1082 to the Committee on Calendar.

**House Joint Resolution No. 1083** -- Memorials, Recognition -- Wilma Sellers, Hawkins County Schools 2010 Teacher of the Year, Clinch School.

The Speaker announced that he had referred House Joint Resolution No. 1083 to the Committee on Calendar.

**House Joint Resolution No. 1084** -- Memorials, Professional Achievement -- Karen Parker, Hawkins County Schools 2010 Teacher of the Year, Mooresburg Elementary School.

The Speaker announced that he had referred House Joint Resolution No. 1084 to the Committee on Calendar.

**House Joint Resolution No. 1085** -- Memorials, Professional Achievement -- Brandy McCracken, Rogersville Middle School Teacher of the Year.

The Speaker announced that he had referred House Joint Resolution No. 1085 to the Committee on Calendar.

**House Joint Resolution No. 1086** -- Memorials, Professional Achievement -- Josh Light, Hawkins County Schools 2010 Teacher of the Year, Grades 9-12.

The Speaker announced that he had referred House Joint Resolution No. 1086 to the Committee on Calendar.

**House Joint Resolution No. 1087** -- Memorials, Recognition -- Jo Ann Grigsby Jenkins, Hawkins County Schools 2010 Teacher of the Year, Volunteer High School.

The Speaker announced that he had referred House Joint Resolution No. 1087 to the Committee on Calendar.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**House Joint Resolution No. 1088** -- Memorials, Professional Achievement -- Holly Cooper Hughes, Hawkins County Teacher of the Year for Grades K-4.

The Speaker announced that he had referred House Joint Resolution No. 1088 to the Committee on Calendar.

**House Joint Resolution No. 1089** -- Memorials, Recognition -- Penny Henderson, Hawkins County Schools 2010 Teacher of the Year, McPheeter's Bend Elementary School.

The Speaker announced that he had referred House Joint Resolution No. 1089 to the Committee on Calendar.

**House Joint Resolution No. 1090** -- Memorials, Recognition -- Pam Rowland Griffin, Hawkins County Schools 2010 Teacher of the Year, Bulls Gap School.

The Speaker announced that he had referred House Joint Resolution No. 1090 to the Committee on Calendar.

**House Joint Resolution No. 1091** -- Memorials, Professional Achievement -- Carrie Griffith, Hawkins County Teacher of the Year for Grades K-4.

The Speaker announced that he had referred House Joint Resolution No. 1091 to the Committee on Calendar.

**House Joint Resolution No. 1092** -- Memorials, Professional Achievement -- Amber Davidson, Keplar Elementary Teacher of the Year.

The Speaker announced that he had referred House Joint Resolution No. 1092 to the Committee on Calendar.

**House Joint Resolution No. 1093** -- Memorials, Professional Achievement -- Twyla Blair, Hawkins County Schools 2010 Teacher of the Year, Carter's Valley Elementary.

The Speaker announced that he had referred House Joint Resolution No. 1093 to the Committee on Calendar.

**House Joint Resolution No. 1094** -- Memorials, Professional Achievement -- Ben Armstrong, Hawkins County Teacher of the Year for Grades K-4.

The Speaker announced that he had referred House Joint Resolution No. 1094 to the Committee on Calendar.

**House Joint Resolution No. 1095** -- Memorials, Recognition -- Cross Flower Shop, 52nd anniversary.

The Speaker announced that he had referred House Joint Resolution No. 1095 to the Committee on Calendar.

**House Joint Resolution No. 1096** -- Memorials, Retirement -- Mayor Wilbur Crockett Lee.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred House Joint Resolution No. 1096 to the Committee on Calendar.

**House Joint Resolution No. 1097** -- Memorials, Academic Achievement -- Brittney Elizabeth Colligan, Salutatorian, Clinch School.

The Speaker announced that he had referred House Joint Resolution No. 1097 to the Committee on Calendar.

**House Joint Resolution No. 1098** -- Memorials, Professional Achievement -- Angelia Jennings, Hawkins County Teacher of the Year for Grades 5-8.

The Speaker announced that he had referred House Joint Resolution No. 1098 to the Committee on Calendar.

**House Joint Resolution No. 1099** -- Memorials, Professional Achievement -- Donna Linkous, Mount Carmel Elementary Teacher of the Year.

The Speaker announced that he had referred House Joint Resolution No. 1099 to the Committee on Calendar.

**House Joint Resolution No. 1101** -- Memorials, Academic Achievement -- John Salmon, Salutatorian, Henry County High School.

The Speaker announced that he had referred House Joint Resolution No. 1101 to the Committee on Calendar.

**House Joint Resolution No. 1102** -- Memorials, Recognition -- James R. Dedrick.

The Speaker announced that he had referred House Joint Resolution No. 1102 to the Committee on Calendar.

**House Joint Resolution No. 1103** -- Memorials, Recognition -- Sundance Restaurant, 25th anniversary.

The Speaker announced that he had referred House Joint Resolution No. 1103 to the Committee on Calendar.

**House Joint Resolution No. 1104** -- Memorials, Recognition -- 50th anniversary of the Memphis Sit-In Movement.

The Speaker announced that he had referred House Joint Resolution No. 1104 to the Committee on Calendar.

**House Joint Resolution No. 1105** -- Memorials, Death -- John Alley.

The Speaker announced that he had referred House Joint Resolution No. 1105 to the Committee on Calendar.

**House Joint Resolution No. 1106** -- Memorials, Sports -- Jackson County High School girls basketball team, Class A State Champions.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred House Joint Resolution No. 1106 to the Committee on Calendar.

**House Joint Resolution No. 1107** -- Memorials, Recognition -- Kedron United Methodist Church, 200th anniversary.

The Speaker announced that he had referred House Joint Resolution No. 1107 to the Committee on Calendar.

**House Joint Resolution No. 1108** -- Memorials, Academic Achievement -- Matthew Glenn Nelson, Valedictorian, Dickson County High School.

The Speaker announced that he had referred House Joint Resolution No. 1108 to the Committee on Calendar.

**House Joint Resolution No. 1109** -- Memorials, Academic Achievement -- Kayla Demetria Edwards, Salutatorian, Dickson County High School.

The Speaker announced that he had referred House Joint Resolution No. 1109 to the Committee on Calendar.

**House Joint Resolution No. 1110** -- Memorials, Recognition -- William Donald "Donny" Haley, Director, White County Schools.

The Speaker announced that he had referred House Joint Resolution No. 1110 to the Committee on Calendar.

**House Joint Resolution No. 1111** -- Memorials, Heroism -- Harry Oliver Snodgrass.

The Speaker announced that he had referred House Joint Resolution No. 1111 to the Committee on Calendar.

**House Joint Resolution No. 1112** -- Memorials, Academic Achievement -- Cody Vaughn, Salutatorian, Trousdale County High School.

The Speaker announced that he had referred House Joint Resolution No. 1112 to the Committee on Calendar.

**House Joint Resolution No. 1113** -- Memorials, Death -- Herschel Cloyd Ligon.

The Speaker announced that he had referred House Joint Resolution No. 1113 to the Committee on Calendar.

**House Joint Resolution No. 1114** -- Memorials, Academic Achievement -- Carley Nicole Smith, Salutatorian, Watertown High School.

The Speaker announced that he had referred House Joint Resolution No. 1114 to the Committee on Calendar.

**House Joint Resolution No. 1115** -- Memorials, Sports -- Columbia American Little League, State Champions.

## **THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred House Joint Resolution No. 1115 to the Committee on Calendar.

**House Joint Resolution No. 1116** -- Memorials, Sports -- Austin Peay State University womens tennis team, OVC Tournament Champions.

The Speaker announced that he had referred House Joint Resolution No. 1116 to the Committee on Calendar.

**House Joint Resolution No. 1117** -- Memorials, Academic Achievement -- Katie Fletcher, Valedictorian, Jo Byrns High School.

The Speaker announced that he had referred House Joint Resolution No. 1117 to the Committee on Calendar.

**House Joint Resolution No. 1118** -- Memorials, Academic Achievement -- Ashley Traugher, Salutatorian, Jo Byrns High School.

The Speaker announced that he had referred House Joint Resolution No. 1118 to the Committee on Calendar.

**House Joint Resolution No. 1119** -- Memorials, Academic Achievement -- Aaron Fairchild, Salutatorian, Christian Community High School.

The Speaker announced that he had referred House Joint Resolution No. 1119 to the Committee on Calendar.

**House Joint Resolution No. 1120** -- Memorials, Academic Achievement -- Marie Jones, Valedictorian, Christian Community High School.

The Speaker announced that he had referred House Joint Resolution No. 1120 to the Committee on Calendar.

**House Joint Resolution No. 1121** -- Memorials, Academic Achievement -- Haley Leach, Valedictorian, East Robertson High School.

The Speaker announced that he had referred House Joint Resolution No. 1121 to the Committee on Calendar.

**House Joint Resolution No. 1122** -- Memorials, Academic Achievement -- Taylor Shultz, Salutatorian, East Robertson High School.

The Speaker announced that he had referred House Joint Resolution No. 1122 to the Committee on Calendar.

**House Joint Resolution No. 1123** -- Memorials, Academic Achievement -- Jaclyn Lee Torrento, Salutatorian, Greenbrier High School.

The Speaker announced that he had referred House Joint Resolution No. 1123 to the Committee on Calendar.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**House Joint Resolution No. 1124** -- Memorials, Academic Achievement -- Ashley Brooke Fuqua, Valedictorian, Greenbrier High School.

The Speaker announced that he had referred House Joint Resolution No. 1124 to the Committee on Calendar.

**House Joint Resolution No. 1125** -- Memorials, Academic Achievement -- Jesus Gonzalez, Valedictorian, South Haven Christian School.

The Speaker announced that he had referred House Joint Resolution No. 1125 to the Committee on Calendar.

**House Joint Resolution No. 1126** -- Memorials, Academic Achievement -- Keith Suttle, Valedictorian, Dayspring Academy.

The Speaker announced that he had referred House Joint Resolution No. 1126 to the Committee on Calendar.

**House Joint Resolution No. 1127** -- Memorials, Academic Achievement -- Andrew Massie, Salutatorian, Dayspring Academy.

The Speaker announced that he had referred House Joint Resolution No. 1127 to the Committee on Calendar.

**House Joint Resolution No. 1128** -- Memorials, Academic Achievement -- Nickolas Franklin Luttrell, Valedictorian, Springfield High School.

The Speaker announced that he had referred House Joint Resolution No. 1128 to the Committee on Calendar.

**House Joint Resolution No. 1129** -- Memorials, Academic Achievement -- Ryan Alexander King, Salutatorian, Springfield High School.

The Speaker announced that he had referred House Joint Resolution No. 1129 to the Committee on Calendar.

**House Joint Resolution No. 1130** -- Memorials, Academic Achievement -- Douglas Holder, Salutatorian, White House Heritage School.

The Speaker announced that he had referred House Joint Resolution No. 1130 to the Committee on Calendar.

**House Joint Resolution No. 1131** -- Memorials, Academic Achievement -- Andrew Nash, Valedictorian, White House Heritage High School.

The Speaker announced that he had referred House Joint Resolution No. 1131 to the Committee on Calendar.

**House Joint Resolution No. 1132** -- Memorials, Recognition -- Leon Rhodes.



**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred House Joint Resolution No. 1132 to the Committee on Calendar.

**House Joint Resolution No. 1133** -- Memorials, Recognition -- Khristian Faithe Ellison, 2010 Stan and Thelma Plumlee Scholarship.

The Speaker announced that he had referred House Joint Resolution No. 1133 to the Committee on Calendar.

**House Joint Resolution No. 1134** -- Memorials, Academic Achievement -- Katlin Diane Dickson, Valedictorian, Watertown High School.

The Speaker announced that he had referred House Joint Resolution No. 1134 to the Committee on Calendar.

**House Joint Resolution No. 1135** -- Memorials, Academic Achievement -- Josh Trull, Top Ten Graduate, Lewis County High School.

The Speaker announced that he had referred House Joint Resolution No. 1135 to the Committee on Calendar.

**House Joint Resolution No. 1136** -- Memorials, Academic Achievement -- Evan Kilpatrick, Top Ten Graduate, Lewis County High School.

The Speaker announced that he had referred House Joint Resolution No. 1136 to the Committee on Calendar.

**House Joint Resolution No. 1137** -- Memorials, Academic Achievement -- Kendra Bennett, Top Ten Graduate, Lewis County High School.

The Speaker announced that he had referred House Joint Resolution No. 1137 to the Committee on Calendar.

**House Joint Resolution No. 1138** -- Memorials, Academic Achievement -- Jackie Spence, Top Ten Graduate, Lewis County High School.

The Speaker announced that he had referred House Joint Resolution No. 1138 to the Committee on Calendar.

**House Joint Resolution No. 1139** -- Memorials, Academic Achievement -- Ashlyn Tanner, Top Ten Graduate, Lewis County High School.

The Speaker announced that he had referred House Joint Resolution No. 1139 to the Committee on Calendar.

**House Joint Resolution No. 1140** -- Memorials, Academic Achievement -- Jamie Franks, Top Ten Graduate, Lewis County High School.

The Speaker announced that he had referred House Joint Resolution No. 1140 to the Committee on Calendar.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**House Joint Resolution No. 1141** -- Memorials, Academic Achievement -- Paxon Spears, Top Ten Graduate, Lewis County High School.

The Speaker announced that he had referred House Joint Resolution No. 1141 to the Committee on Calendar.

**House Joint Resolution No. 1142** -- Memorials, Academic Achievement -- Mallory Alise Odom, Top Ten Graduate, Lewis County High School.

The Speaker announced that he had referred House Joint Resolution No. 1142 to the Committee on Calendar.

**House Joint Resolution No. 1143** -- Memorials, Academic Achievement -- Nathan Couch, Top Ten Graduate, Lewis County High School.

The Speaker announced that he had referred House Joint Resolution No. 1143 to the Committee on Calendar.

**House Joint Resolution No. 1144** -- Memorials, Academic Achievement -- Tim Janusek, Top Ten Graduate, Lewis County High School.

The Speaker announced that he had referred House Joint Resolution No. 1144 to the Committee on Calendar.

**House Joint Resolution No. 1145** -- Memorials, Professional Achievement -- Diana S. Davis, Hawkins County Teacher of the Year for Grades K-4.

The Speaker announced that he had referred House Joint Resolution No. 1145 to the Committee on Calendar.

**House Joint Resolution No. 1146** -- Memorials, Academic Achievement -- Brittany Nicole Louthen, Valedictorian, Hancock County High School.

The Speaker announced that he had referred House Joint Resolution No. 1146 to the Committee on Calendar.

**House Joint Resolution No. 1147** -- Memorials, Academic Achievement -- Lauren Renee McCoy, Salutatorian, Hancock County High School.

The Speaker announced that he had referred House Joint Resolution No. 1147 to the Committee on Calendar.

**House Joint Resolution No. 1148** -- Memorials, Academic Achievement -- Matthew Wayne Lamb, Valedictorian, Clinch School.

The Speaker announced that he had referred House Joint Resolution No. 1148 to the Committee on Calendar.

**House Joint Resolution No. 1150** -- Memorials, Academic Achievement -- Daniel Thomas Locke, Accelerated Reading Program, Ganns-Middle Valley Elementary School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred House Joint Resolution No. 1150 to the Committee on Calendar.

**House Joint Resolution No. 1151** -- Memorials, Academic Achievement -- Laura Bassett, Valedictorian, Soddy-Daisy High School.

The Speaker announced that he had referred House Joint Resolution No. 1151 to the Committee on Calendar.

**House Joint Resolution No. 1152** -- Memorials, Academic Achievement -- Russ Clayton Bazemore, Valedictorian, Sale Creek High School.

The Speaker announced that he had referred House Joint Resolution No. 1152 to the Committee on Calendar.

**House Joint Resolution No. 1153** -- Memorials, Academic Achievement -- Christopher Jacob Green, Valedictorian, Sequoyah High School.

The Speaker announced that he had referred House Joint Resolution No. 1153 to the Committee on Calendar.

**House Joint Resolution No. 1154** -- Memorials, Academic Achievement -- Rachael Huskey, Valedictorian, Hixson High School.

The Speaker announced that he had referred House Joint Resolution No. 1154 to the Committee on Calendar.

**House Joint Resolution No. 1155** -- Memorials, Academic Achievement -- Kelyn Ariel Roberts, Valedictorian, Rhea County High School.

The Speaker announced that he had referred House Joint Resolution No. 1155 to the Committee on Calendar.

**House Joint Resolution No. 1156** -- Memorials, Sports -- Jim Harrison, Chattanooga Sports Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 1156 to the Committee on Calendar.

**House Joint Resolution No. 1157** -- Memorials, Academic Achievement -- Rebekah Morgan, Salutatorian, South Haven Christian School.

The Speaker announced that he had referred House Joint Resolution No. 1157 to the Committee on Calendar.

**House Joint Resolution No. 1162** -- Memorials, Retirement -- Kay Hudson and Amy Orr.

The Speaker announced that he had referred House Joint Resolution No. 1162 to the Committee on Calendar.

**House Joint Resolution No. 1163** -- Memorials, Death -- Roy E. Morgan.

## **THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred House Joint Resolution No. 1163 to the Committee on Calendar.

**House Joint Resolution No. 1164** -- Memorials, Interns -- Charles O. Brown.

The Speaker announced that he had referred House Joint Resolution No. 1164 to the Committee on Calendar.

**House Joint Resolution No. 1178** -- Memorials, Personal Occasion -- Dorothy Frances Ellis, 90th birthday.

The Speaker announced that he had referred House Joint Resolution No. 1178 to the Committee on Calendar.

**Senate Joint Resolution No. 987** -- Memorials, Academic Achievement -- Christopher Robyn Hayes, Valedictorian, Montgomery Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 987 to the Committee on Calendar.

**Senate Joint Resolution No. 988** -- Memorials, Academic Achievement -- Shanell Lanette Tyler, Valedictorian, Rossview High School.

The Speaker announced that he had referred Senate Joint Resolution No. 988 to the Committee on Calendar.

**Senate Joint Resolution No. 989** -- Memorials, Academic Achievement -- Alexander Bailey Styer, Valedictorian, Clarksville Academy.

The Speaker announced that he had referred Senate Joint Resolution No. 989 to the Committee on Calendar.

**Senate Joint Resolution No. 990** -- Memorials, Academic Achievement -- Leo Vernon Saturday, Valedictorian, Northwest High School.

The Speaker announced that he had referred Senate Joint Resolution No. 990 to the Committee on Calendar.

**Senate Joint Resolution No. 991** -- Memorials, Academic Achievement -- James Frank Youhouse, Salutatorian, Kenwood High School.

The Speaker announced that he had referred Senate Joint Resolution No. 991 to the Committee on Calendar.

**Senate Joint Resolution No. 992** -- Memorials, Academic Achievement -- Brian Richard Goggin, Valedictorian, Northeast High School.

The Speaker announced that he had referred Senate Joint Resolution No. 992 to the Committee on Calendar.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 993** -- Memorials, Academic Achievement -- Mary Morgan Scott, Valedictorian, Clarksville High School.

The Speaker announced that he had referred Senate Joint Resolution No. 993 to the Committee on Calendar.

**Senate Joint Resolution No. 994** -- Memorials, Academic Achievement -- Nina Rogers, Salutatorian, Northeast High School.

The Speaker announced that he had referred Senate Joint Resolution No. 994 to the Committee on Calendar.

**Senate Joint Resolution No. 995** -- Memorials, Academic Achievement -- Jacob Dylan Clark, Salutatorian, Clarksville High School.

The Speaker announced that he had referred Senate Joint Resolution No. 995 to the Committee on Calendar.

**Senate Joint Resolution No. 996** -- Memorials, Academic Achievement -- Matthew Timmy Alsop, Salutatorian, Clarksville Academy.

The Speaker announced that he had referred Senate Joint Resolution No. 996 to the Committee on Calendar.

**Senate Joint Resolution No. 997** -- Memorials, Academic Achievement -- Jenna Renee Johnson, Salutatorian, Northwest High School.

The Speaker announced that he had referred Senate Joint Resolution No. 997 to the Committee on Calendar.

**Senate Joint Resolution No. 998** -- Memorials, Academic Achievement -- Katie Sarah Segura, Valedictorian, Kenwood High School.

The Speaker announced that he had referred Senate Joint Resolution No. 998 to the Committee on Calendar.

**Senate Joint Resolution No. 999** -- Memorials, Interns -- Jessica Holly Chandler.

The Speaker announced that he had referred Senate Joint Resolution No. 999 to the Committee on Calendar.

**Senate Joint Resolution No. 1000** -- Memorials, Academic Achievement -- Lauren Renee McCoy, Salutatorian, Hancock County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1000 to the Committee on Calendar.

**Senate Joint Resolution No. 1001** -- Memorials, Academic Achievement -- Brittany Nicole Louthen, Valedictorian, Hancock County High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred Senate Joint Resolution No. 1001 to the Committee on Calendar.

**Senate Joint Resolution No. 1002** -- Memorials, Academic Achievement -- James Lucas Brooks, Valedictorian, Washburn High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1002 to the Committee on Calendar.

**Senate Joint Resolution No. 1003** -- Memorials, Academic Achievement -- Lea Epperson, Salutatorian, Washburn High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1003 to the Committee on Calendar.

**Senate Joint Resolution No. 1004** -- Memorials, Academic Achievement -- Madaline Suzanne Walker, Salutatorian, J. Frank White Academy.

The Speaker announced that he had referred Senate Joint Resolution No. 1004 to the Committee on Calendar.

**Senate Joint Resolution No. 1005** -- Memorials, Academic Achievement -- Leslie Kate Lowry, Salutatorian, J. Frank White Academy.

The Speaker announced that he had referred Senate Joint Resolution No. 1005 to the Committee on Calendar.

**Senate Joint Resolution No. 1006** -- Memorials, Academic Achievement -- Clarissa Kaye Medley, Valedictorian, J. Frank White Academy.

The Speaker announced that he had referred Senate Joint Resolution No. 1006 to the Committee on Calendar.

**Senate Joint Resolution No. 1007** -- Memorials, Death -- Ralph Lancelot Anderson.

The Speaker announced that he had referred Senate Joint Resolution No. 1007 to the Committee on Calendar.

**Senate Joint Resolution No. 1008** -- Memorials, Academic Achievement -- Nathan Phillip Baker, Salutatorian, West Creek High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1008 to the Committee on Calendar.

**Senate Joint Resolution No. 1009** -- Memorials, Academic Achievement -- Raymond Nathaniel Ruffin III, Valedictorian, West Creek High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1009 to the Committee on Calendar.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1010** -- Memorials, Academic Achievement -- Tia Ellise Collier, Valedictorian, Seymour High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1010 to the Committee on Calendar.

**Senate Joint Resolution No. 1011** -- Memorials, Academic Achievement -- Sarah Nowack, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1011 to the Committee on Calendar.

**Senate Joint Resolution No. 1012** -- Memorials, Academic Achievement -- Steven Samuel Collett, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1012 to the Committee on Calendar.

**Senate Joint Resolution No. 1013** -- Memorials, Academic Achievement -- Chauncey Meade, Valedictorian, Gatlinburg-Pittman High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1013 to the Committee on Calendar.

**Senate Joint Resolution No. 1014** -- Memorials, Academic Achievement -- Charles McDaniel, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1014 to the Committee on Calendar.

**Senate Joint Resolution No. 1015** -- Memorials, Academic Achievement -- Danielle Corbett Gibson, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1015 to the Committee on Calendar.

**Senate Joint Resolution No. 1016** -- Memorials, Academic Achievement -- Anthony John Zamora, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1016 to the Committee on Calendar.

**Senate Joint Resolution No. 1017** -- Memorials, Academic Achievement -- Lindsay Brooke Boling, Valedictorian, Seymour High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1017 to the Committee on Calendar.

**Senate Joint Resolution No. 1018** -- Memorials, Academic Achievement -- Claire Beth McCarter, Valedictorian, Sevier County High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred Senate Joint Resolution No. 1018 to the Committee on Calendar.

**Senate Joint Resolution No. 1019** -- Memorials, Academic Achievement -- Kayla Robbins, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1019 to the Committee on Calendar.

**Senate Joint Resolution No. 1020** -- Memorials, Academic Achievement -- Michael Brandon Hutton, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1020 to the Committee on Calendar.

**Senate Joint Resolution No. 1021** -- Memorials, Academic Achievement -- Erin Nicole McMullen, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1021 to the Committee on Calendar.

**Senate Joint Resolution No. 1022** -- Memorials, Academic Achievement -- Kenneth Davis, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1022 to the Committee on Calendar.

**Senate Joint Resolution No. 1023** -- Memorials, Academic Achievement -- Kristian A. Maples, Valedictorian, Gatlinburg-Pittman High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1023 to the Committee on Calendar.

**Senate Joint Resolution No. 1024** -- Memorials, Academic Achievement -- Chance Gardner Rothwell, Valedictorian, Gatlinburg-Pittman High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1024 to the Committee on Calendar.

**Senate Joint Resolution No. 1025** -- Memorials, Academic Achievement -- D.J. Young, Valedictorian, Seymour High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1025 to the Committee on Calendar.

**Senate Joint Resolution No. 1026** -- Memorials, Academic Achievement -- Juliet Bethel Sutphin, Valedictorian, Seymour High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1026 to the Committee on Calendar.



**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1027** -- Memorials, Academic Achievement -- Maria DeLucia, Salutatorian, Seymour High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1027 to the Committee on Calendar.

**Senate Joint Resolution No. 1028** -- Memorials, Academic Achievement -- Allison Vera King, Valedictorian, Gatlinburg-Pittman High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1028 to the Committee on Calendar.

**Senate Joint Resolution No. 1029** -- Memorials, Academic Achievement -- Cara Monghi, Valedictorian, Seymour High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1029 to the Committee on Calendar.

**Senate Joint Resolution No. 1030** -- Memorials, Academic Achievement -- Stephen Martin, Salutatorian, Seymour High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1030 to the Committee on Calendar.

**Senate Joint Resolution No. 1031** -- Memorials, Academic Achievement -- Olivia Crisp, Valedictorian, Seymour High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1031 to the Committee on Calendar.

**Senate Joint Resolution No. 1032** -- Memorials, Academic Achievement -- Andrew Turner, Valedictorian, Seymour High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1032 to the Committee on Calendar.

**Senate Joint Resolution No. 1034** -- Memorials, Death -- William Fields Alexander, Jr.

The Speaker announced that he had referred Senate Joint Resolution No. 1034 to the Committee on Calendar.

**Senate Joint Resolution No. 1035** -- Memorials, Academic Achievement -- Michael Pietrangelo, Salutatorian, Christian Brothers High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1035 to the Committee on Calendar.

**Senate Joint Resolution No. 1036** -- Memorials, Academic Achievement -- Benjamin Anthony Alexander, Valedictorian, Christian Brothers High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred Senate Joint Resolution No. 1036 to the Committee on Calendar.

**Senate Joint Resolution No. 1037** -- Memorials, Recognition -- Bradford Elementary School, 2010 Title I Distinguished School.

The Speaker announced that he had referred Senate Joint Resolution No. 1037 to the Committee on Calendar.

**Senate Joint Resolution No. 1038** -- Memorials, Recognition -- Milan Special School District Board of Education, Board of Distinction Award.

The Speaker announced that he had referred Senate Joint Resolution No. 1038 to the Committee on Calendar.

**Senate Joint Resolution No. 1039** -- Memorials, Recognition -- Bradford Special School District Board of Education, Board of Distinction Award.

The Speaker announced that he had referred Senate Joint Resolution No. 1039 to the Committee on Calendar.

**Senate Joint Resolution No. 1040** -- Memorials, Recognition -- Jackson-Madison County Board of Education, Board of Distinction Award.

The Speaker announced that he had referred Senate Joint Resolution No. 1040 to the Committee on Calendar.

**Senate Joint Resolution No. 1042** -- Memorials, Academic Achievement -- Elizabeth C. Conner, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1042 to the Committee on Calendar.

**Senate Joint Resolution No. 1043** -- Memorials, Academic Achievement -- Alexander Wayne McCandless, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1043 to the Committee on Calendar.

**Senate Joint Resolution No. 1044** -- Memorials, Academic Achievement -- Alex Ryne Byrd, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1044 to the Committee on Calendar.

**Senate Joint Resolution No. 1045** -- Memorials, Academic Achievement -- Ivan Herrell, Valedictorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1045 to the Committee on Calendar.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1046** -- Memorials, Academic Achievement -- Mary Trentham, Salutatorian, Sevier County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1046 to the Committee on Calendar.

**Senate Joint Resolution No. 1047** -- Memorials, Academic Achievement -- Jonah Cross Pullium, Valedictorian, Gatlinburg-Pittman High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1047 to the Committee on Calendar.

**Senate Joint Resolution No. 1048** -- Memorials, Death -- Judith Wassom.

The Speaker announced that he had referred Senate Joint Resolution No. 1048 to the Committee on Calendar.

**Senate Joint Resolution No. 1049** -- Memorials, Academic Achievement -- Clayton McFerrin, Valedictorian, White County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1049 to the Committee on Calendar.

**Senate Joint Resolution No. 1050** -- Memorials, Academic Achievement -- Laura Elizabeth Martin, Salutatorian, Monterey High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1050 to the Committee on Calendar.

**Senate Joint Resolution No. 1051** -- Memorials, Academic Achievement -- Charley Kathleen Threet, Salutatorian, Cumberland High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1051 to the Committee on Calendar.

**Senate Joint Resolution No. 1052** -- Memorials, Academic Achievement -- Julie Kolodziej, Salutatorian, White County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1052 to the Committee on Calendar.

**Senate Joint Resolution No. 1053** -- Memorials, Academic Achievement -- Anthony James Lentscher, Valedictorian, Cumberland High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1053 to the Committee on Calendar.

**Senate Joint Resolution No. 1054** -- Memorials, Academic Achievement -- Kelsey Rose Stubbs, Valedictorian, Monterey High School.

## **THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred Senate Joint Resolution No. 1054 to the Committee on Calendar.

**Senate Joint Resolution No. 1055** -- Memorials, Academic Achievement -- Caroline Amanda Mercer, Valedictorian, Stone Memorial High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1055 to the Committee on Calendar.

**Senate Joint Resolution No. 1056** -- Memorials, Academic Achievement -- Kellie Denise Davis, Salutatorian, Stone Memorial High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1056 to the Committee on Calendar.

**Senate Joint Resolution No. 1057** -- Memorials, Academic Achievement -- Shannen Marie Leahy, Valedictorian, Upperman High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1057 to the Committee on Calendar.

**Senate Joint Resolution No. 1058** -- Memorials, Academic Achievement -- Kelsey Lauren Scott, Salutatorian, Upperman High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1058 to the Committee on Calendar.

**Senate Joint Resolution No. 1059** -- Memorials, Academic Achievement -- Daniel Thomas Kasper, Salutatorian, Montgomery Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1059 to the Committee on Calendar.

**Senate Joint Resolution No. 1060** -- Memorials, Academic Achievement -- Emily Ann Russell, Salutatorian, Rossview High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1060 to the Committee on Calendar.

**Senate Joint Resolution No. 1061** -- Naming and Designating -- "Drinking Water Week", May 2-8, 2010.

The Speaker announced that he had referred Senate Joint Resolution No. 1061 to the Committee on Finance, Ways and Means.

**Senate Joint Resolution No. 1062** -- Memorials, Sports -- Tim Jackson, Gibson County Sports Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 1062 to the Committee on Calendar.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1063** -- Memorials, Sports -- Malissa "Missy" Herndon Barnett, Gibson County Sports Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 1063 to the Committee on Calendar.

**Senate Joint Resolution No. 1064** -- Memorials, Sports -- Ricky Walls, Gibson County Sports Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 1064 to the Committee on Calendar.

**Senate Joint Resolution No. 1065** -- Memorials, Sports -- Dan Boykin, Gibson County Sports Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 1065 to the Committee on Calendar.

**Senate Joint Resolution No. 1066** -- Memorials, Sports -- Ralph Jones, Jr., Gibson County Sports Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 1066 to the Committee on Calendar.

**Senate Joint Resolution No. 1067** -- Memorials, Sports -- 1966-1967 Stigall Hornets, Gibson County Sports Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 1067 to the Committee on Calendar.

**Senate Joint Resolution No. 1068** -- Memorials, Sports -- Tashekia Brown Abakwue, Gibson County Sports Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 1068 to the Committee on Calendar.

**Senate Joint Resolution No. 1069** -- Memorials, Sports -- James "Teco" Fuchs, Gibson County Sports Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 1069 to the Committee on Calendar.

**Senate Joint Resolution No. 1070** -- Memorials, Sports -- Terry Giltner, Gibson County Sports Hall of Fame.

The Speaker announced that he had referred Senate Joint Resolution No. 1070 to the Committee on Calendar.

**Senate Joint Resolution No. 1071** -- Memorials, Sports -- 1975-76 Humboldt High School basketball team, Gibson County Sports Hall of Fame.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred Senate Joint Resolution No. 1071 to the Committee on Calendar.

**Senate Joint Resolution No. 1072** -- Memorials, Death -- Dr. Bobby Morrison.

The Speaker announced that he had referred Senate Joint Resolution No. 1072 to the Committee on Calendar.

**Senate Joint Resolution No. 1073** -- Memorials, Government Officials -- Supports the National Day of Prayer; urges President Obama to issue National Day of Prayer proclamation.

The Speaker announced that he had referred Senate Joint Resolution No. 1073 to the Committee on Finance, Ways and Means.

**Senate Joint Resolution No. 1074** -- Memorials, Death -- Ralph Lancelot Anderson.

The Speaker announced that he had referred Senate Joint Resolution No. 1074 to the Committee on Calendar.

**Senate Joint Resolution No. 1075** -- Memorials, Academic Achievement -- Spencer Paul Keck, Salutatorian, Union County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1075 to the Committee on Calendar.

**Senate Joint Resolution No. 1076** -- Memorials, Academic Achievement -- Jacob Amiel Norris, Valedictorian, Union County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1076 to the Committee on Calendar.

**Senate Joint Resolution No. 1077** -- Memorials, Academic Achievement -- Carrie Graves, Valedictorian, Union County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1077 to the Committee on Calendar.

**Senate Joint Resolution No. 1078** -- Memorials, Academic Achievement -- Carrie Michelle Thomas, Valedictorian, Union County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1078 to the Committee on Calendar.

**Senate Joint Resolution No. 1079** -- Memorials, Academic Achievement -- Daniel Robert Lemon, Valedictorian, Union County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1079 to the Committee on Calendar.

**Senate Joint Resolution No. 1080** -- Memorials, Academic Achievement -- Haley Brooke Effler, Valedictorian, Union County High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

The Speaker announced that he had referred Senate Joint Resolution No. 1080 to the Committee on Calendar.

**Senate Joint Resolution No. 1081** -- Memorials, Academic Achievement -- Dylan Tyler Edmonson, Valedictorian, Union County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1081 to the Committee on Calendar.

**Senate Joint Resolution No. 1082** -- Memorials, Academic Achievement -- Chelsea Forrest Nicley, Valedictorian, Union County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1082 to the Committee on Calendar.

**Senate Joint Resolution No. 1083** -- Memorials, Academic Achievement -- Alex Vanlandingham, Valedictorian, Claiborne High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1083 to the Committee on Calendar.

**Senate Joint Resolution No. 1084** -- Memorials, Academic Achievement -- Emily M. Thompson, Valedictorian, Claiborne High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1084 to the Committee on Calendar.

**Senate Joint Resolution No. 1085** -- Memorials, Academic Achievement -- Erin Whitaker, Valedictorian, Claiborne High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1085 to the Committee on Calendar.

**Senate Joint Resolution No. 1086** -- Memorials, Academic Achievement -- Samantha Ayers, Valedictorian, Claiborne High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1086 to the Committee on Calendar.

**Senate Joint Resolution No. 1087** -- Memorials, Academic Achievement -- Haley Henard, Salutatorian, Claiborne High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1087 to the Committee on Calendar.

**Senate Joint Resolution No. 1088** -- Memorials, Academic Achievement -- Bethany Collingsworth, Valedictorian, Claiborne High School.

The Speaker announced that he had referred Senate Joint Resolution No. 1088 to the Committee on Calendar.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Resolution No. 212** -- Memorials, Interns -- Drew Daniel Dickson.

The Speaker announced that he had referred Senate Resolution No. 212 to the Committee on Calendar.

**Senate Resolution No. 213** -- Memorials, Retirement -- Wendell Wheeler.

The Speaker announced that he had referred Senate Resolution No. 213 to the Committee on Calendar.

**COMMITTEE ON CALENDAR'S SECOND REPORT  
ON QUALIFIED ANNUAL EVENTS**

**REPORT OF THE COMMITTEE ON CALENDAR**

The Committee on Calendar recommends that the following annual events be authorized by the General Assembly in accordance with the provisions of Article XI, Section 5 of the Constitution of Tennessee, and pursuant to the Tennessee Charitable Gaming Implementation Law:

This the 20th day of April, 2010

/s/ Senator Mike Faulk, Chairperson  
/s/ Senator Mark Norris  
/s/ Senator Jim Kyle

**Tennessee Secretary of State's Office  
Charitable Organizations - Gaming Event Applications  
Second Omnibus List  
Year Ending 6/30/2011**

**Transmitted Pursuant to Chapter 656 of the Public Acts of 2010**

**Bradley - Total approved in this County 1**

**Boys & Girls Clubs of Cleveland, Inc.**

**Event Name** 50/50 Draw Down  
**Event Type** Raffle  
**Event Address** 345 Kyle Lane NW, Cleveland, TN 37311  
**Event Date** 8/21/2010

**Cocke - Total approved in this County 1**

**Parrottsville Volunteer Fire Department**

**Event Name** Cold Cut Supper  
**Event Type** Raffle  
**Event Address** 2059 Hwy 321, Parrottsville, TN 37843  
**Event Date** 11/13/2010



**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Dickson - Total approved in this County 1**

**Dickson County Athletic Booster Club, Inc.**

**Event Name** Dickson County Athletic Booster Club Raffle Fundraiser  
**Event Type** Raffle  
**Event Address** 509 Henslee Drive, Dickson, TN 37055  
**Event Date** 9/24/2010

**Hamilton - Total approved in this County 1**

**Tennessee River Gorge Trust, Inc.**

**Event Name** Gear Up For The Gorge Raffle  
**Event Type** Raffle  
**Event Address** Tennessee Aquarium, One Broad Street, Chattanooga, TN 37402  
**Event Date** 10/8/2010

**Knox - Total approved in this County 2**

**East Tennessee Community Design Center**

**Event Name** Reverse Raffle By Design  
**Event Type** Raffle  
**Event Address** 500 Gay Street, Knoxville, TN 37902  
**Event Date** 4/15/2011

**Knoxville Museum of Art**

**Event Name** Holiday Homes Tour  
**Event Type** Raffle  
**Event Address** 5138 Lyons View Pike, Knoxville, TN 37919  
**Event Date** 12/10/2010

**Polk - Total Approved in this County 1**

**Ocoee Youth Center**

**Event Name** Duck Race  
**Event Type** Raffle  
**Event Address** 5842 Hwy 30, Benton, TN 37307  
**Event Date** 9/18/2010

**Rutherford - Total Approved in this County 1**

**Center For The Arts, Inc.**

**Event Name** Backstage Bash  
**Event Type** Raffle  
**Event Address** 110 West College Street, Murfreesboro, TN 37130  
**Event Date** 3/19/2011

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Scott - Total Approved in this County 1**

**CASA of The Tennessee Heartland, Inc.**

<b>Event Name</b>	Take a Chance for CASA's Kids
<b>Event Type</b>	Raffle
<b>Event Address</b>	590 Park Road, Oneida, TN 37841
<b>Event Date</b>	6/25/2011

**Shelby - Total Approved in this County 2**

**Memphis Redbirds Baseball Foundation**

<b>Event Name</b>	Memphis Redbirds Foundation Raffle
<b>Event Type</b>	Raffle
<b>Event Address</b>	AutoZone Park, Corner of Third Street and Union Avenue, Memphis, TN 38103
<b>Event Date</b>	9/2/2010

**New Chicago Community Development Corporation**

<b>Event Name</b>	Live Mortgage Free 4 Ever
<b>Event Type</b>	Raffle
<b>Event Address</b>	1036 Firestone, Memphis, TN 38107
<b>Event Date</b>	7/4/2010

**Washington - Total Approved in this County 2**

**American Cancer Society - Mid-South Division, Inc.**

<b>Event Name</b>	American Cancer Society Hope Gala
<b>Event Type</b>	Raffle
<b>Event Address</b>	191 DeGrassee Lane, Johnson City, TN 37601
<b>Event Date</b>	8/14/2010

**Friends Of Olde Downtowne**

<b>Event Name</b>	The Dream Ticket
<b>Event Type</b>	Raffle
<b>Event Address</b>	1216 West State of Franklin Road, Johnson City, TN 37604
<b>Event Date</b>	12/10/2010

**Williamson - Total Approved in this County 2**

**Center For Living & Learning Nashville, Inc.**

<b>Event Name</b>	CLLN Raffle Event
<b>Event Type</b>	Raffle
<b>Event Address</b>	230 Franklin Road, Franklin, TN 37064
<b>Event Date</b>	2/5/2011

**Mercy Health Services, Inc.**

**Event Name**           Fit For Mercy Car Raffle  
**Event Type**           Raffle  
**Event Address**       1113 Murfreesboro Road, Suite 319, Franklin, TN 37064  
**Event Date**           2/28/2011

Senator Faulk moved that pursuant to Article XI, Section 5 of the Constitution of the State of Tennessee, that the Committee on Calendar's 2010 Second Report on Charitable Gaming and Qualified Annual Events be adopted and made the action of the Senate, which motion prevailed by the following vote:

Ayes . . . . . 28  
Noes . . . . . 0  
Present, not voting . . . 2

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Crowe, Faulk, Ford, Gresham, Harper, Haynes, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--28.

Senators present and not voting were: Burks and Henry--2.

**MOTION**

Senator Ketron moved that Rule 37 be suspended for the immediate consideration of **House Joint Resolution No. 1076**, out of order, which motion prevailed.

**RESOLUTION LYING OVER**

**House Joint Resolution No. 1076** -- Memorials, Recognition -- Yvonne W. Garrett, Ms. Tennessee Senior America 2010.

On motion of Senator Ketron, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 1076** was concurred in.

**PRESENTATION**

Senator Ketron introduced Mrs. Yvonne W. Garrett, Ms. Tennessee Senior America 2010 to the Senate.

**NOTICES**

**MESSAGE FROM THE HOUSE**

April 22, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 769, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 26, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 3002, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 22, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 3053, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MOTION**

Senator Faulk moved that Rule 33 and Rule 38 be suspended for the purpose of considering Consent Calendar No. 1 next, which motion prevailed.

**CONSENT CALENDAR NO. 1**

**Senate Joint Resolution No. 980** -- Memorials, Recognition -- Cumberland Plateau region of Tennessee.

**Senate Joint Resolution No. 983** -- Memorials, Recognition -- Margaret Brogden, Roane County Republican Party Lifetime Achievement Award.

**Senate Joint Resolution No. 984** -- Memorials, Recognition -- Alven Brogden, Roane County Republican Party Lifetime Achievement Award.

**Senate Joint Resolution No. 985** -- Memorials, Recognition -- St. Cecilia Academy, 150th anniversary.

**Senate Joint Resolution No. 986** -- Memorials, Recognition -- Jennifer Higdon, Pulitzer Prize.

**Senate Joint Resolution No. 987** -- Memorials, Academic Achievement -- Christopher Robyn Hayes, Valedictorian, Montgomery Central High School.

**Senate Joint Resolution No. 988** -- Memorials, Academic Achievement -- Shanell Lanette Tyler, Valedictorian, Rossview High School.

**Senate Joint Resolution No. 989** -- Memorials, Academic Achievement -- Alexander Bailey Styer, Valedictorian, Clarksville Academy.

**Senate Joint Resolution No. 990** -- Memorials, Academic Achievement -- Leo Vernon Saturday, Valedictorian, Northwest High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 991** -- Memorials, Academic Achievement -- James Frank Youhouse, Salutatorian, Kenwood High School.

**Senate Joint Resolution No. 992** -- Memorials, Academic Achievement -- Brian Richard Goggin, Valedictorian, Northeast High School.

**Senate Joint Resolution No. 993** -- Memorials, Academic Achievement -- Mary Morgan Scott, Valedictorian, Clarksville High School.

**Senate Joint Resolution No. 994** -- Memorials, Academic Achievement -- Nina Rogers, Salutatorian, Northeast High School.

**Senate Joint Resolution No. 995** -- Memorials, Academic Achievement -- Jacob Dylan Clark, Salutatorian, Clarksville High School.

**Senate Joint Resolution No. 996** -- Memorials, Academic Achievement -- Matthew Timmy Alsup, Salutatorian, Clarksville Academy.

**Senate Joint Resolution No. 997** -- Memorials, Academic Achievement -- Jenna Renee Johnson, Salutatorian, Northwest High School.

**Senate Joint Resolution No. 998** -- Memorials, Academic Achievement -- Katie Sarah Segura, Valedictorian, Kenwood High School.

**Senate Joint Resolution No. 999** -- Memorials, Interns -- Jessica Holly Chandler.

**Senate Joint Resolution No. 1000** -- Memorials, Academic Achievement -- Lauren Renee McCoy, Salutatorian, Hancock County High School.

**Senate Joint Resolution No. 1001** -- Memorials, Academic Achievement -- Brittany Nicole Louthen, Valedictorian, Hancock County High School.

**Senate Joint Resolution No. 1002** -- Memorials, Academic Achievement -- James Lucas Brooks, Valedictorian, Washburn High School.

**Senate Joint Resolution No. 1003** -- Memorials, Academic Achievement -- Lea Epperson, Salutatorian, Washburn High School.

**Senate Joint Resolution No. 1004** -- Memorials, Academic Achievement -- Madaline Suzanne Walker, Salutatorian, J. Frank White Academy.

**Senate Joint Resolution No. 1005** -- Memorials, Academic Achievement -- Leslie Kate Lowry, Salutatorian, J. Frank White Academy.

**Senate Joint Resolution No. 1006** -- Memorials, Academic Achievement -- Clarissa Kaye Medley, Valedictorian, J. Frank White Academy.

**Senate Joint Resolution No. 1007** -- Memorials, Death -- Ralph Lancelot Anderson.

**Senate Joint Resolution No. 1008** -- Memorials, Academic Achievement -- Nathan Phillip Baker, Salutatorian, West Creek High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1009** -- Memorials, Academic Achievement -- Raymond Nathaniel Ruffin III, Valedictorian, West Creek High School.

**Senate Joint Resolution No. 1010** -- Memorials, Academic Achievement -- Tia Ellise Collier, Valedictorian, Seymour High School.

**Senate Joint Resolution No. 1011** -- Memorials, Academic Achievement -- Sarah Nowack, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1012** -- Memorials, Academic Achievement -- Steven Samuel Collett, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1013** -- Memorials, Academic Achievement -- Chauncey Meade, Valedictorian, Gatlinburg-Pittman High School.

**Senate Joint Resolution No. 1014** -- Memorials, Academic Achievement -- Charles McDaniel, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1015** -- Memorials, Academic Achievement -- Danielle Corbett Gibson, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1016** -- Memorials, Academic Achievement -- Anthony John Zamora, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1017** -- Memorials, Academic Achievement -- Lindsay Brooke Boling, Valedictorian, Seymour High School.

**Senate Joint Resolution No. 1018** -- Memorials, Academic Achievement -- Claire Beth McCarter, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1019** -- Memorials, Academic Achievement -- Kayla Robbins, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1020** -- Memorials, Academic Achievement -- Michael Brandon Hutton, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1021** -- Memorials, Academic Achievement -- Erin Nicole McMullen, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1022** -- Memorials, Academic Achievement -- Kenneth Davis, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1023** -- Memorials, Academic Achievement -- Kristian A. Maples, Valedictorian, Gatlinburg-Pittman High School.

**Senate Joint Resolution No. 1024** -- Memorials, Academic Achievement -- Chance Gardner Rothwell, Valedictorian, Gatlinburg-Pittman High School.

**Senate Joint Resolution No. 1025** -- Memorials, Academic Achievement -- D.J. Young, Valedictorian, Seymour High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1026** -- Memorials, Academic Achievement -- Juliet Bethel Sutphin, Valedictorian, Seymour High School.

**Senate Joint Resolution No. 1027** -- Memorials, Academic Achievement -- Maria DeLucia, Salutatorian, Seymour High School.

**Senate Joint Resolution No. 1028** -- Memorials, Academic Achievement -- Allison Vera King, Valedictorian, Gatlinburg-Pittman High School.

**Senate Joint Resolution No. 1029** -- Memorials, Academic Achievement -- Cara Monghi, Valedictorian, Seymour High School.

**Senate Joint Resolution No. 1030** -- Memorials, Academic Achievement -- Stephen Martin, Salutatorian, Seymour High School.

**Senate Joint Resolution No. 1031** -- Memorials, Academic Achievement -- Olivia Crisp, Valedictorian, Seymour High School.

**Senate Joint Resolution No. 1032** -- Memorials, Academic Achievement -- Andrew Turner, Valedictorian, Seymour High School.

**Senate Joint Resolution No. 1034** -- Memorials, Death -- William Fields Alexander, Jr.

**Senate Joint Resolution No. 1035** -- Memorials, Academic Achievement -- Michael Pietrangelo, Salutatorian, Christian Brothers High School.

**Senate Joint Resolution No. 1036** -- Memorials, Academic Achievement -- Benjamin Anthony Alexander, Valedictorian, Christian Brothers High School.

**Senate Joint Resolution No. 1037** -- Memorials, Recognition -- Bradford Elementary School, 2010 Title I Distinguished School.

**Senate Joint Resolution No. 1038** -- Memorials, Recognition -- Milan Special School District Board of Education, Board of Distinction Award.

**Senate Joint Resolution No. 1039** -- Memorials, Recognition -- Bradford Special School District Board of Education, Board of Distinction Award.

**Senate Joint Resolution No. 1040** -- Memorials, Recognition -- Jackson-Madison County Board of Education, Board of Distinction Award.

**Senate Joint Resolution No. 1042** -- Memorials, Academic Achievement -- Elizabeth C. Conner, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1043** -- Memorials, Academic Achievement -- Alexander Wayne McCandless, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1044** -- Memorials, Academic Achievement -- Alex Ryne Byrd, Valedictorian, Sevier County High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1045** -- Memorials, Academic Achievement -- Ivan Herrell, Valedictorian, Sevier County High School.

**Senate Joint Resolution No. 1046** -- Memorials, Academic Achievement -- Mary Trentham, Salutatorian, Sevier County High School.

**Senate Joint Resolution No. 1047** -- Memorials, Academic Achievement -- Jonah Cross Pullium, Valedictorian, Gatlinburg-Pittman High School.

**Senate Joint Resolution No. 1048** -- Memorials, Death -- Judith Wassom.

**Senate Joint Resolution No. 1049** -- Memorials, Academic Achievement -- Clayton McFerrin, Valedictorian, White County High School.

**Senate Joint Resolution No. 1050** -- Memorials, Academic Achievement -- Laura Elizabeth Martin, Salutatorian, Monterey High School.

**Senate Joint Resolution No. 1051** -- Memorials, Academic Achievement -- Charley Kathleen Threet, Salutatorian, Cumberland High School.

**Senate Joint Resolution No. 1052** -- Memorials, Academic Achievement -- Julie Kolodziej, Salutatorian, White County High School.

**Senate Joint Resolution No. 1053** -- Memorials, Academic Achievement -- Anthony James Lentscher, Valedictorian, Cumberland High School.

**Senate Joint Resolution No. 1054** -- Memorials, Academic Achievement -- Kelsey Rose Stubbs, Valedictorian, Monterey High School.

**Senate Joint Resolution No. 1055** -- Memorials, Academic Achievement -- Caroline Amanda Mercer, Valedictorian, Stone Memorial High School.

**Senate Joint Resolution No. 1056** -- Memorials, Academic Achievement -- Kellie Denise Davis, Salutatorian, Stone Memorial High School.

**Senate Joint Resolution No. 1057** -- Memorials, Academic Achievement -- Shannen Marie Leahy, Valedictorian, Upperman High School.

**Senate Joint Resolution No. 1058** -- Memorials, Academic Achievement -- Kelsey Lauren Scott, Salutatorian, Upperman High School.

**Senate Joint Resolution No. 1059** -- Memorials, Academic Achievement -- Daniel Thomas Kasper, Salutatorian, Montgomery Central High School.

**Senate Joint Resolution No. 1060** -- Memorials, Academic Achievement -- Emily Ann Russell, Salutatorian, Rossview High School.

**Senate Joint Resolution No. 1062** -- Memorials, Sports -- Tim Jackson, Gibson County Sports Hall of Fame.



**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1063** -- Memorials, Sports -- Malissa "Missy" Herndon Barnett, Gibson County Sports Hall of Fame.

**Senate Joint Resolution No. 1064** -- Memorials, Sports -- Ricky Walls, Gibson County Sports Hall of Fame.

**Senate Joint Resolution No. 1065** -- Memorials, Sports -- Dan Boykin, Gibson County Sports Hall of Fame.

**Senate Joint Resolution No. 1066** -- Memorials, Sports -- Ralph Jones, Jr., Gibson County Sports Hall of Fame.

**Senate Joint Resolution No. 1067** -- Memorials, Sports -- 1966-1967 Stigall Hornets, Gibson County Sports Hall of Fame.

**Senate Joint Resolution No. 1068** -- Memorials, Sports -- Tashekia Brown Abakwue, Gibson County Sports Hall of Fame.

**Senate Joint Resolution No. 1069** -- Memorials, Sports -- James "Teco" Fuchs, Gibson County Sports Hall of Fame.

**Senate Joint Resolution No. 1070** -- Memorials, Sports -- Terry Giltner, Gibson County Sports Hall of Fame.

**Senate Joint Resolution No. 1071** -- Memorials, Sports -- 1975-76 Humboldt High School basketball team, Gibson County Sports Hall of Fame.

**Senate Joint Resolution No. 1072** -- Memorials, Death -- Dr. Bobby Morrison.

**Senate Joint Resolution No. 1074** -- Memorials, Death -- Ralph Lancelot Anderson.

**Senate Joint Resolution No. 1075** -- Memorials, Academic Achievement -- Spencer Paul Keck, Salutatorian, Union County High School.

**Senate Joint Resolution No. 1076** -- Memorials, Academic Achievement -- Jacob Amiel Norris, Valedictorian, Union County High School.

**Senate Joint Resolution No. 1077** -- Memorials, Academic Achievement -- Carrie Graves, Valedictorian, Union County High School.

**Senate Joint Resolution No. 1078** -- Memorials, Academic Achievement -- Carrie Michelle Thomas, Valedictorian, Union County High School.

**Senate Joint Resolution No. 1079** -- Memorials, Academic Achievement -- Daniel Robert Lemon, Valedictorian, Union County High School.

**Senate Joint Resolution No. 1080** -- Memorials, Academic Achievement -- Haley Brooke Effler, Valedictorian, Union County High School.

**Senate Joint Resolution No. 1081** -- Memorials, Academic Achievement -- Dylan Tyler Edmonson, Valedictorian, Union County High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1082** -- Memorials, Academic Achievement -- Chelsea Forrest Nicley, Valedictorian, Union County High School.

**Senate Joint Resolution No. 1083** -- Memorials, Academic Achievement -- Alex Vanlandingham, Valedictorian, Claiborne High School.

**Senate Joint Resolution No. 1084** -- Memorials, Academic Achievement -- Emily M. Thompson, Valedictorian, Claiborne High School.

**Senate Joint Resolution No. 1085** -- Memorials, Academic Achievement -- Erin Whitaker, Valedictorian, Claiborne High School.

**Senate Joint Resolution No. 1086** -- Memorials, Academic Achievement -- Samantha Ayers, Valedictorian, Claiborne High School.

**Senate Joint Resolution No. 1087** -- Memorials, Academic Achievement -- Haley Henard, Salutatorian, Claiborne High School.

**Senate Joint Resolution No. 1088** -- Memorials, Academic Achievement -- Bethany Collingsworth, Valedictorian, Claiborne High School.

**Senate Joint Resolution No. 1089** -- Memorials, Death -- Carey Johnson.

**Senate Joint Resolution No. 1090** -- Memorials, Academic Achievement -- Amelia Shannon Bivens, Valedictorian, Harpeth High School.

**Senate Joint Resolution No. 1091** -- Memorials, Academic Achievement -- Rachel Marie Chamberlin, Salutatorian, Harpeth High School.

**Senate Joint Resolution No. 1092** -- Memorials, Academic Achievement -- Savannah Adelaide Zoë Brackman, Valedictorian, Harpeth High School.

**Senate Joint Resolution No. 1094** -- Memorials, Recognition -- Best Buddies.

**Senate Joint Resolution No. 1095** -- Memorials, Sports -- Steven Pearl, UT basketball player.

**Senate Joint Resolution No. 1096** -- Memorials, Retirement -- Freda Annette Clifton.

**Senate Joint Resolution No. 1097** -- Memorials, Retirement -- Donald Lewis Johnson.

**Senate Joint Resolution No. 1098** -- Memorials, Retirement -- Nancy McGregor.

**Senate Joint Resolution No. 1099** -- Memorials, Retirement -- Tommy Frazier, Bledsoe County Roads Superintendent.

**Senate Joint Resolution No. 1100** -- Memorials, Death -- Clyde W. Harvey.

**Senate Joint Resolution No. 1101** -- Memorials, Retirement -- Mary Harmon.

**Senate Joint Resolution No. 1102** -- Memorials, Retirement -- Linda Simmons.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Joint Resolution No. 1103** -- Memorials, Retirement -- Nancy Silvertooth, Franklin County Circuit Court Clerk.

**Senate Joint Resolution No. 1104** -- Memorials, Retirement -- Eddie Joe Collins.

**Senate Joint Resolution No. 1105** -- Memorials, Retirement -- Mary Betsy Ferrell.

**Senate Joint Resolution No. 1106** -- Memorials, Retirement -- Rebecca K. Maynard.

**Senate Joint Resolution No. 1107** -- Memorials, Retirement -- Rachel Hixson.

**Senate Joint Resolution No. 1108** -- Memorials, Retirement -- Kathryn Stewart.

**Senate Joint Resolution No. 1109** -- Memorials, Retirement -- Joe Stewart.

**Senate Joint Resolution No. 1110** -- Memorials, Retirement -- Jimmy Rogers.

**Senate Joint Resolution No. 1111** -- Memorials, Retirement -- Brenda Burgess.

**Senate Joint Resolution No. 1112** -- Memorials, Retirement -- Charles T. "Tommy" Nipper.

**Senate Joint Resolution No. 1113** -- Memorials, Retirement -- Darnell Day.

**Senate Joint Resolution No. 1114** -- Memorials, Retirement -- Randall Partin.

**Senate Joint Resolution No. 1115** -- Memorials, Retirement -- Danny D. Brown.

**Senate Joint Resolution No. 1116** -- Memorials, Retirement -- William Fernander.

**Senate Joint Resolution No. 1117** -- Memorials, Academic Achievement -- Zachary Paul Hensley, Valedictorian, Grainger High School.

**Senate Joint Resolution No. 1118** -- Memorials, Academic Achievement -- Robert Lee Reed, Salutatorian, Grainger High School.

**Senate Joint Resolution No. 1119** -- Memorials, Academic Achievement -- Debra R. Oney, Salutatorian, Cumberland Gap High School.

**Senate Joint Resolution No. 1120** -- Memorials, Academic Achievement -- Jonathon L. Anderson, Valedictorian, Cumberland Gap High School.

**Senate Joint Resolution No. 1121** -- Memorials, Academic Achievement -- Laura Kaleigh Hatmaker, Valedictorian, Cumberland Gap High School.

**Senate Resolution No. 211** -- Memorials, Sports -- Melrose High School boys basketball team, Class 3A State Champions.

**Senate Resolution No. 212** -- Memorials, Interns -- Drew Daniel Dickson.

**Senate Resolution No. 213** -- Memorials, Retirement -- Wendell Wheeler.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**Senate Resolution No. 214** -- Memorials, Interns -- Logan Williams.

**House Joint Resolution No. 1069** -- Memorials, Personal Occasion -- Nola V. Allison, 100th birthday.

**House Joint Resolution No. 1070** -- Memorials, Retirement -- Nancy W. Sartor.

**House Joint Resolution No. 1071** -- Memorials, Recognition -- Steven Sones, Bartlett Police Department 2009 Officer of the Year.

**House Joint Resolution No. 1072** -- Memorials, Recognition -- Bret Anderson, 2009 Knights of Columbus Firefighter of the Year.

**House Joint Resolution No. 1073** -- Memorials, Recognition -- Marc H. Morial, President & CEO, National Urban League.

**House Joint Resolution No. 1075** -- Memorials, Personal Occasion -- James and Dussie Ailshie, 80th wedding anniversary.

**House Joint Resolution No. 1077** -- Memorials, Academic Achievement -- Margaret Hudson, Valedictorian, Henry County High School.

**House Joint Resolution No. 1079** -- Memorials, Professional Achievement -- Charles A. Wells, Church Hill Middle School Teacher of the Year.

**House Joint Resolution No. 1080** -- Memorials, Recognition -- Gary Stidham, Hawkins County Schools Teacher of the Year, Cherokee High School.

**House Joint Resolution No. 1081** -- Memorials, Professional Achievement -- Ellen Skelton McKeigney, 2010 Church Hill Elementary Teacher of the Year.

**House Joint Resolution No. 1082** -- Memorials, Recognition -- Clyde Shumate, Cherokee High School Teacher of the Year.

**House Joint Resolution No. 1083** -- Memorials, Recognition -- Wilma Sellers, Hawkins County Schools 2010 Teacher of the Year, Clinch School.

**House Joint Resolution No. 1084** -- Memorials, Professional Achievement -- Karen Parker, Hawkins County Schools 2010 Teacher of the Year, Mooresburg Elementary School.

**House Joint Resolution No. 1085** -- Memorials, Professional Achievement -- Brandy McCracken, Rogersville Middle School Teacher of the Year.

**House Joint Resolution No. 1086** -- Memorials, Professional Achievement -- Josh Light, Hawkins County Schools 2010 Teacher of the Year, Grades 9-12.

**House Joint Resolution No. 1087** -- Memorials, Recognition -- Jo Ann Grigsby Jenkins, Hawkins County Schools 2010 Teacher of the Year, Volunteer High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**House Joint Resolution No. 1088** -- Memorials, Professional Achievement -- Holly Cooper Hughes, Hawkins County Teacher of the Year for Grades K-4.

**House Joint Resolution No. 1089** -- Memorials, Recognition -- Penny Henderson, Hawkins County Schools 2010 Teacher of the Year, McPheeter's Bend Elementary School.

**House Joint Resolution No. 1090** -- Memorials, Recognition -- Pam Rowland Griffin, Hawkins County Schools 2010 Teacher of the Year, Bulls Gap School.

**House Joint Resolution No. 1091** -- Memorials, Professional Achievement -- Carrie Griffith, Hawkins County Teacher of the Year for Grades K-4.

**House Joint Resolution No. 1092** -- Memorials, Professional Achievement -- Amber Davidson, Keplar Elementary Teacher of the Year.

**House Joint Resolution No. 1093** -- Memorials, Professional Achievement -- Twyla Blair, Hawkins County Schools 2010 Teacher of the Year, Carter's Valley Elementary.

**House Joint Resolution No. 1094** -- Memorials, Professional Achievement -- Ben Armstrong, Hawkins County Teacher of the Year for Grades K-4.

**House Joint Resolution No. 1095** -- Memorials, Recognition -- Cross Flower Shop, 52nd anniversary.

**House Joint Resolution No. 1096** -- Memorials, Retirement -- Mayor Wilbur Crockett Lee.

**House Joint Resolution No. 1097** -- Memorials, Academic Achievement -- Brittney Elizabeth Colligan, Salutatorian, Clinch School.

**House Joint Resolution No. 1098** -- Memorials, Professional Achievement -- Angelia Jennings, Hawkins County Teacher of the Year for Grades 5-8.

**House Joint Resolution No. 1099** -- Memorials, Professional Achievement -- Donna Linkous, Mount Carmel Elementary Teacher of the Year.

**House Joint Resolution No. 1100** -- Memorials, Death -- Dr. Benjamin L. Hooks.

**House Joint Resolution No. 1101** -- Memorials, Academic Achievement -- John Salmon, Salutatorian, Henry County High School.

**House Joint Resolution No. 1102** -- Memorials, Recognition -- James R. Dedrick.

**House Joint Resolution No. 1103** -- Memorials, Recognition -- Sundance Restaurant, 25th anniversary.

**House Joint Resolution No. 1104** -- Memorials, Recognition -- 50th anniversary of the Memphis Sit-In Movement.

**House Joint Resolution No. 1105** -- Memorials, Death -- John Alley.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**House Joint Resolution No. 1106** -- Memorials, Sports -- Jackson County High School girls basketball team, Class A State Champions.

**House Joint Resolution No. 1107** -- Memorials, Recognition -- Kedron United Methodist Church, 200th anniversary.

**House Joint Resolution No. 1108** -- Memorials, Academic Achievement -- Matthew Glenn Nelson, Valedictorian, Dickson County High School.

**House Joint Resolution No. 1109** -- Memorials, Academic Achievement -- Kayla Demetria Edwards, Salutatorian, Dickson County High School.

**House Joint Resolution No. 1110** -- Memorials, Recognition -- William Donald "Donny" Haley, Director, White County Schools.

**House Joint Resolution No. 1111** -- Memorials, Heroism -- Harry Oliver Snodgrass.

**House Joint Resolution No. 1112** -- Memorials, Academic Achievement -- Cody Vaughn, Salutatorian, Trousdale County High School.

**House Joint Resolution No. 1113** -- Memorials, Death -- Herschel Cloyd Ligon.

**House Joint Resolution No. 1114** -- Memorials, Academic Achievement -- Carley Nicole Smith, Salutatorian, Watertown High School.

**House Joint Resolution No. 1115** -- Memorials, Sports -- Columbia American Little League, State Champions.

**House Joint Resolution No. 1116** -- Memorials, Sports -- Austin Peay State University womens tennis team, OVC Tournament Champions.

**House Joint Resolution No. 1117** -- Memorials, Academic Achievement -- Katie Fletcher, Valedictorian, Jo Byrns High School.

**House Joint Resolution No. 1118** -- Memorials, Academic Achievement -- Ashley Traugher, Salutatorian, Jo Byrns High School.

**House Joint Resolution No. 1119** -- Memorials, Academic Achievement -- Aaron Fairchild, Salutatorian, Christian Community High School.

**House Joint Resolution No. 1120** -- Memorials, Academic Achievement -- Marie Jones, Valedictorian, Christian Community High School.

**House Joint Resolution No. 1121** -- Memorials, Academic Achievement -- Haley Leach, Valedictorian, East Robertson High School.

**House Joint Resolution No. 1122** -- Memorials, Academic Achievement -- Taylor Shultz, Salutatorian, East Robertson High School.

**House Joint Resolution No. 1123** -- Memorials, Academic Achievement -- Jaclyn Lee Toronto, Salutatorian, Greenbrier High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**House Joint Resolution No. 1124** -- Memorials, Academic Achievement -- Ashley Brooke Fuqua, Valedictorian, Greenbrier High School.

**House Joint Resolution No. 1125** -- Memorials, Academic Achievement -- Jesus Gonzalez, Valedictorian, South Haven Christian School.

**House Joint Resolution No. 1126** -- Memorials, Academic Achievement -- Keith Suttle, Valedictorian, Dayspring Academy.

**House Joint Resolution No. 1127** -- Memorials, Academic Achievement -- Andrew Massie, Salutatorian, Dayspring Academy.

**House Joint Resolution No. 1128** -- Memorials, Academic Achievement -- Nickolas Franklin Luttrell, Valedictorian, Springfield High School.

**House Joint Resolution No. 1129** -- Memorials, Academic Achievement -- Ryan Alexander King, Salutatorian, Springfield High School.

**House Joint Resolution No. 1130** -- Memorials, Academic Achievement -- Douglas Holder, Salutatorian, White House Heritage School.

**House Joint Resolution No. 1131** -- Memorials, Academic Achievement -- Andrew Nash, Valedictorian, White House Heritage High School.

**House Joint Resolution No. 1132** -- Memorials, Recognition -- Leon Rhodes.

**House Joint Resolution No. 1133** -- Memorials, Recognition -- Khristian Faithe Ellison, 2010 Stan and Thelma Plumlee Scholarship.

**House Joint Resolution No. 1134** -- Memorials, Academic Achievement -- Katlin Diane Dickson, Valedictorian, Watertown High School.

**House Joint Resolution No. 1135** -- Memorials, Academic Achievement -- Josh Trull, Top Ten Graduate, Lewis County High School.

**House Joint Resolution No. 1136** -- Memorials, Academic Achievement -- Evan Kilpatrick, Top Ten Graduate, Lewis County High School.

**House Joint Resolution No. 1137** -- Memorials, Academic Achievement -- Kendra Bennett, Top Ten Graduate, Lewis County High School.

**House Joint Resolution No. 1138** -- Memorials, Academic Achievement -- Jackie Spence, Top Ten Graduate, Lewis County High School.

**House Joint Resolution No. 1139** -- Memorials, Academic Achievement -- Ashlyn Tanner, Top Ten Graduate, Lewis County High School.

**House Joint Resolution No. 1140** -- Memorials, Academic Achievement -- Jamie Franks, Top Ten Graduate, Lewis County High School.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**House Joint Resolution No. 1141** -- Memorials, Academic Achievement -- Paxon Spears, Top Ten Graduate, Lewis County High School.

**House Joint Resolution No. 1142** -- Memorials, Academic Achievement -- Mallory Alise Odom, Top Ten Graduate, Lewis County High School.

**House Joint Resolution No. 1143** -- Memorials, Academic Achievement -- Nathan Couch, Top Ten Graduate, Lewis County High School.

**House Joint Resolution No. 1144** -- Memorials, Academic Achievement -- Tim Janusek, Top Ten Graduate, Lewis County High School.

**House Joint Resolution No. 1145** -- Memorials, Professional Achievement -- Diana S. Davis, Hawkins County Teacher of the Year for Grades K-4.

**House Joint Resolution No. 1146** -- Memorials, Academic Achievement -- Brittany Nicole Louthen, Valedictorian, Hancock County High School.

**House Joint Resolution No. 1147** -- Memorials, Academic Achievement -- Lauren Renee McCoy, Salutatorian, Hancock County High School.

**House Joint Resolution No. 1148** -- Memorials, Academic Achievement -- Matthew Wayne Lamb, Valedictorian, Clinch School.

**House Joint Resolution No. 1150** -- Memorials, Academic Achievement -- Daniel Thomas Locke, Accelerated Reading Program, Ganns-Middle Valley Elementary School.

**House Joint Resolution No. 1151** -- Memorials, Academic Achievement -- Laura Bassett, Valedictorian, Soddy-Daisy High School.

**House Joint Resolution No. 1152** -- Memorials, Academic Achievement -- Russ Clayton Bazemore, Valedictorian, Sale Creek High School.

**House Joint Resolution No. 1153** -- Memorials, Academic Achievement -- Christopher Jacob Green, Valedictorian, Sequoyah High School.

**House Joint Resolution No. 1154** -- Memorials, Academic Achievement -- Rachael Huskey, Valedictorian, Hixson High School.

**House Joint Resolution No. 1155** -- Memorials, Academic Achievement -- Kelyn Ariel Roberts, Valedictorian, Rhea County High School.

**House Joint Resolution No. 1156** -- Memorials, Sports -- Jim Harrison, Chattanooga Sports Hall of Fame.

**House Joint Resolution No. 1157** -- Memorials, Academic Achievement -- Rebekah Morgan, Salutatorian, South Haven Christian School.

**House Joint Resolution No. 1162** -- Memorials, Retirement -- Kay Hudson and Amy Orr.

**House Joint Resolution No. 1163** -- Memorials, Death -- Roy E. Morgan.



**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**House Joint Resolution No. 1164** -- Memorials, Interns -- Charles O. Brown.

**House Joint Resolution No. 1178** -- Memorials, Personal Occasion -- Dorothy Frances Ellis, 90th birthday.

Senator Faulk moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes . . . . .	31
Noes . . . . .	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

**LOCAL BILL**  
**CONSENT CALENDAR**

**Senate Bill No. 3945** -- Dyer -- As introduced, subject to local approval, modernizes the city charter. Amends Chapter 267 of the Acts of 1899.

On motion, Senate Bill No. 3945 was made to conform with **House Bill No. 3987**.

On motion, House Bill No. 3987, on same subject, was substituted for Senate Bill No. 3945.

**Senate Bill No. 3948** -- School Districts, Special -- As introduced, subject to local approval, permits the Gibson County Special School District to issue bonds or notes, to enter into loan agreements with the state, to participate in federal or state matching grants or loans and to issue tax or grant anticipation notes; increases special school district tax rate to cover debt service and the district's operations. Amends Chapter 62 of the Private Acts of 1981.

On motion, Senate Bill No. 3948 was made to conform with **House Bill No. 3991**.

On motion, House Bill No. 3991, on same subject, was substituted for Senate Bill No. 3948.

**Senate Bill No. 3950** -- Robertson County -- As introduced, subject to local approval, revises the hotel/motel tax. Amends Chapter 226 of the Private Acts of 1990.

On motion, Senate Bill No. 3950 was made to conform with **House Bill No. 3990**.

On motion, House Bill No. 3990, on same subject, was substituted for Senate Bill No. 3950.

Senator Faulk moved that all House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	31
Noes . . . . .	0

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

**CONSENT CALENDAR NO. 2**

**Senate Bill No. 2507** -- Correctional Programs -- As introduced, allows TRICOR to develop policies for sale of goods to inmates within custody of the Department of Correction. Amends TCA Title 41, Chapter 22, Part 1.

On motion, Senate Bill No. 2507 was made to conform with **House Bill No. 2483**.

On motion, House Bill No. 2483, on same subject, was substituted for Senate Bill No. 2507.

**Senate Bill No. 2688** -- Gas, Petroleum Products, Volatile Oils -- As introduced, limits term of municipal contracts entered into to stabilize the purchase price of fuel to maximum of 24 months; removes requirement that such contracts must terminate by June 30, 2011. Amends TCA Title 7, Chapter 51, Part 9.

On motion, Senate Bill No. 2688 was made to conform with **House Bill No. 2766**.

On motion, House Bill No. 2766, on same subject, was substituted for Senate Bill No. 2688.

**Senate Joint Resolution No. 793** -- General Assembly, Statement of Intent or Position -- Urges Congress to propose an amendment concerning the application of certain federal laws to both citizens and senators and representatives and to submit such amendment to the states for ratification.

**Senate Joint Resolution No. 966** -- State Symbols -- Adopts "Smoky Mountain Rain" as an official state song.

**House Joint Resolution No. 767** -- General Assembly, Directed Studies -- Directs the Department of Education to study "green cleaning" practices in public schools in Tennessee.

Senator Faulk moved that all Senate Joint Resolutions be adopted; all House Joint Resolutions be concurred in; and all House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tracy, Watson, Yager and Mr. Speaker Ramsey--30.

A motion to reconsider was tabled.

**MOTION**

Senator Faulk moved that **Senate Bill No. 3489** be considered next, out of order, which motion prevailed.

**MESSAGE CALENDAR**

Senator Faulk moved that **Senate Bill No. 3489** be placed on the Message Calendar for Thursday, May 6, 2010, which motion prevailed.

**CALENDAR NO. 1**

**Senate Bill No. 555** -- Criminal Offenses -- As introduced, prohibits a person convicted of a felony involving the use or attempted use of force, violence, or a deadly weapon from knowingly possessing a vicious dog. Amends TCA Title 39, Chapter 17 and Title 44, Chapter 8.

On motion, Senate Bill No. 555 was made to conform with **House Bill No. 238**.

On motion, House Bill No. 238, on same subject, was substituted for Senate Bill No. 555.

Senator Beavers moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 13, is amended by adding the following new section thereto:

§ 39-17-1363.

(a) For purposes of this section:

(1) "Potentially vicious dog" means a dog that may reasonably be assumed to pose a threat to public safety as demonstrated by any of the following behaviors:

(A) When unprovoked and off the property of the owner or keeper of the dog, inflicts a bite causing bodily injury, as defined in § 39-11-106, to a person or domestic animal; or

(B) When unprovoked and off the property of the owner or keeper of the dog, on two (2) or more separate occasions, chases, menaces or approaches a person or domestic animal in an aggressive manner or apparent attitude of attack; and

(2) "Vicious dog" means any dog that without provocation and off the property of the owner or keeper of the dog, has attacked a person causing death or serious bodily injury, as defined by § 39-11-106, to such person; and

(3) "Violent felony" means:

(A) Any felony involving the use or attempted use of force, violence or a deadly weapon;

(B) A violation of §§ 39-17-417, 39-17-433 or 39-17-435; or

(C) A violation of §§ 39-14-203(a)(1)-(3), 39-14-205, 39-14-212 or 39-14-214.

(b) It is an offense for any person convicted of a violent felony to knowingly own, possess, have custody or control of a potentially vicious dog or a vicious dog for a period of ten (10) years after such person has been released from custody following completion of sentence or is no longer under active probation, community correction or parole supervision for such violent felony, whichever date is later.

(c) It is an offense for any person convicted of a violent felony to own, possess, have custody or control of a dog that:

(1) Is not microchipped for permanent identification; and

(2) Is not spayed or neutered and is older than twelve (12) weeks of age.

(d) A violation of this section is a Class A misdemeanor.

(e)(1) It is an affirmative defense to prosecution under subsection (c), which must be proven by a preponderance of the evidence, that the dog in question is microchipped and neutered or spayed, or that the dog in question was microchipped and neutered or spayed within thirty (30) days of the defendant being charged with a violation of this section.

(2) Medical records from, or a certificate by, a person who is licensed by the person's state of residence as a doctor of veterinary medicine, whose license is in good standing and who has personally examined, inserted a microchip in, or operated upon the dog, indicating that the dog in question has been microchipped or spayed or neutered, shall be sufficient evidence that the dog in question has been microchipped or spayed or neutered.

(3) If the dog in question is microchipped by a different doctor than the doctor who spayed or neutered the dog, medical records or a certificate indicating that both procedures have been performed are required for purposes of this defense.

(f) The provisions of this section shall only apply if a person's conviction for a violent felony occurs on or after July 1, 2010.

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 238**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	31
Noes . . . . .	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

**Senate Bill No. 744** -- Courts -- As introduced, requires municipality to reimburse county for appointment of general sessions judge to serve as a municipal or city judge. Amends TCA Title 16.

On motion, Senate Bill No. 744 was made to conform with **House Bill No. 185**.

On motion, House Bill No. 185, on same subject, was substituted for Senate Bill No. 744.

On motion of Senator Beavers, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 185** passed its third and final consideration by the following vote:

Ayes . . . . .	28
Noes . . . . .	2
Present, not voting . . .	1

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Southerland, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--28.

Senators voting no were: Finney and Overbey--2.

Senator present and not voting was: Stewart--1.

A motion to reconsider was tabled.

**Senate Bill No. 1204** -- Insurance, Health, Accident -- As introduced, establishes requirements for insurers and patients to reimburse anatomic pathology services. Amends TCA Title 56 and Title 63.

Senator Ford declared Rule 13 on **Senate Bill No. 1204**.

On motion, Senate Bill No. 1204 was made to conform with **House Bill No. 2367**.

On motion, House Bill No. 2367, on same subject, was substituted for Senate Bill No. 1204.

On motion of Senator Johnson, Amendment No. 1 was withdrawn.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

On motion of Senator Overbey, Amendment No. 2 was withdrawn.

Senator Overbey moved to amend as follows:

**AMENDMENT NO. 3**

AMEND by deleting Section 56-7-1015(f) of the amendatory language of Section 1 in its entirety and by substituting instead the following:

(f) For purposes of the section, the term "health care benefit program" means any group or individual insurance or health maintenance policy or contract, whether public or private, which provides benefits for medical items or services.

Pursuant to Rule 39(3), Amendment No. 3 was adopted by the following vote:

Ayes . . . . .	29
Noes . . . . .	2
Present, not voting . . .	1

Senators voting aye were: Barnes, Beavers, Berke, Black, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--29.

Senators voting no were: Burchett and Kelsey--2.

Senator present and not voting was: Bunch--1.

Thereupon, **House Bill No. 2367**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	27
Noes . . . . .	2
Present, not voting . . .	1

Senators voting aye were: Barnes, Beavers, Berke, Black, Burks, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Ketron, Kyle, Marrero, McNally, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--27.

Senators voting no were: Burchett and Kelsey--2.

Senator present and not voting was: Crowe--1.

A motion to reconsider was tabled.

**Senate Bill No. 2890** -- Law Enforcement -- As introduced, allows a full-time POST-certified law enforcement officer to carry issued but blank subpoenas during course of official duties; permits the officer to complete and serve the subpoena at the scene of a crime or during the course of an investigation. Amends TCA Title 38.

Senator Beavers moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Beavers moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 38, Chapter 3, Part 1, is amended by adding the following as a new section:

Section 38-3-124.

(a) The chief law enforcement officer of a county or municipal law enforcement agency may request and shall be granted from the clerk of the appropriate court, or other authorized officer, an agreed-upon number of signed but otherwise blank subpoenas, as authorized by Rule 17(a) of the Tennessee Rules of Criminal Procedure, for use by the requesting law enforcement agency.

(b) The number and frequency with which blank subpoenas are issued shall be determined by agreement between the clerk and the chief law enforcement officer, but it is the intent of this section that law enforcement officers have a sufficient number of blank subpoenas available to insure that the time of law enforcement personnel not be spent obtaining subpoenas pursuant to Rule 17 of the Tennessee Rules of Criminal Procedure.

(c) The chief law enforcement officer of a county or municipal law enforcement agency may permit any full-time law enforcement officer who has been certified by the peace officer standards and training commission and is employed by such agency to carry blank subpoenas issued by the clerk as permitted by this section.

(d) If during the course of the officer's duties in the detection and prevention of crime, such officer arrests a person for the commission of a criminal offense, the officer may issue and serve a subpoena at the scene of such arrest if:

(1) The person arrested for the offense is still present;

(2) The officer determines at the scene of the arrest that the testimony of a witness to the offense is necessary in the prosecution of the person arrested; and

(3) The officer:

(A) Completes the subpoena prior to service; and

(B) Ensures that the date of attendance listed on the subpoena is reasonably likely to be the arrested person's court date.

(e) An officer issuing a subpoena pursuant to this section shall ensure that the subpoena is returned to the court as required by law within three (3) days of service.

(f)(1) In order to determine whether this section is an effective and efficient tool for law enforcement while at the same time protecting the rights of the accused, this section shall be initially implemented as a pilot project in the counties and municipalities of the twenty-fourth (24th) and twenty-fifth (25th) judicial districts, as those districts are comprised by § 16-2-506.

(2) Any county or municipality located within the twenty-fourth (24th) or twenty-fifth (25th) judicial district that elects to participate in the pilot project created by this section shall do so by adopting the provisions of this section by a two-thirds (2/3) vote of the legislative body of such county or municipality after consultation with the affected law enforcement agencies and clerks.

(3) By June 1, 2011, the law enforcement agencies and the affected clerks in each county and municipality participating in such pilot project shall compile an assessment report detailing the experience of that agency or clerk's office with the service of subpoena procedure set forth in this section. The assessment shall reach a conclusion concerning whether this procedure should be expanded or concluded and suggest any recommended changes to the procedure based upon the experience of the agency or office.

(4) Any other office, agency or person affected by the subpoena service procedure authorized by this section may file their opinion of the pilot program in writing prior to June 30, 2011.

(5) The assessment report and any written opinions filed pursuant to subdivision (4) shall be filed with the administrative office of the courts by June 30, 2011.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it and shall cease to be effective on June 30, 2011.

On motion, Amendment No. 2 was adopted.

On motion of Senator Beavers, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 2890**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	25
Noes . . . . .	1
Present, not voting . . .	3

Senators voting aye were: Barnes, Beavers, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Overbey, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--25.

Senator voting no was: Berke--1.



Senators present and not voting were: Harper, Henry and Southerland--3.

A motion to reconsider was tabled.

**Senate Bill No. 3012** -- Handgun Permits -- As introduced, allows person with handgun carry permit to possess handgun in establishment licensed by Alcoholic Beverage Commission as a "restaurant", provided it is not posted; increases penalty for permit holder consuming alcohol within such an establishment; clarifies and makes uniform language constituting valid posting and increases penalty for unlawfully carrying firearm in place where alcohol served for consumption on-premises. Amends TCA Title 39, Chapter 17, Part 13; Section 57-3-204 and Section 57-4-203.

Senator Beavers moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1305, is amended by deleting the section in its entirety.

SECTION 2. Tennessee Code Annotated, Section 39-17-1321, is amended by adding the following new subsection (b) and by redesignating accordingly:

(b) It is an offense for a person to possess a firearm if the person is both:

(1) Within the confines of an establishment open to the public where liquor, wine or other alcoholic beverages, as defined in § 57-3-101(a)(1)(A), or beer, as defined in § 57-6-102(1), are served for consumption on the premises; and

(2) Consuming any alcoholic beverage listed in subdivision (1) of this subsection (b).

SECTION 3. Tennessee Code Annotated, Section 39-17-1359, is amended by deleting the section in its entirety and substituting instead the following:

(a)(1) An individual, corporation, business entity or local, state or federal government entity or agent thereof is authorized to prohibit the possession of weapons by any person who is at a meeting conducted by, or on property owned, operated, or managed or under the control of the individual, corporation, business entity or government entity.

(2) The prohibition in subdivision (1) shall apply to any person who is authorized to carry a firearm by authority of § 39-17-1351.

(b)(1) Notice of the prohibition permitted by subsection (a) shall be accomplished by displaying one (1) or both of the notices described in subdivision (3) in prominent locations, including all entrances primarily used by persons entering the property, building, or portion of the property or building where weapon possession is prohibited.

(2) The notice required by this section shall be in English, but a duplicate notice may also be posted in any language used by patrons, customers or persons who frequent the place where weapon possession is prohibited.

(3)(A) The sign shall be of a size that is plainly visible to the average person entering the building, property, or portion of the building or property posted and shall contain language substantially similar to the following:

AS AUTHORIZED BY TCA § 39-17-1359, POSSESSION OF A WEAPON ON THIS PROPERTY, WITHIN THIS BUILDING, OR THE POSTED PORTION OF THIS PROPERTY OR BUILDING IS PROHIBITED. POSSESSION OF A WEAPON ON POSTED PROPERTY IS A CRIMINAL OFFENSE.

(B) As used in this section, "language substantially similar to" means the sign contains language plainly stating that:

(i) The property is posted under authority of Tennessee law;

(ii) Weapons or firearms are prohibited on the property, in the building, or on the portion of the property or building that is posted; and

(iii) Possessing a weapon in an area that has been posted is a criminal offense.

(C) A building, property or a portion of a building or property, shall be considered properly posted in accordance with this section if one (1) or both of the following is displayed in prominent locations, including all entrances primarily used by persons entering the property, building, or portion of the property or building where weapon possession is prohibited:

(i) The international circle and slash symbolizing the prohibition of the item within the circle; or

(ii) The posting sign described in this subdivision (3).

(c)(1) It is an offense to possess a weapon in a building or on property that is properly posted in accordance with this section.

(2) Possession of a weapon on posted property in violation of this section is a Class B misdemeanor punishable by fine only of five hundred dollars (\$500).

(d) Nothing in this section shall be construed to alter, reduce or eliminate any civil or criminal liability that a property owner or manager may have for injuries arising on their property.

(e) The provisions of this section shall not apply to Title 70 regarding wildlife laws, rules and regulations.

(f) This section shall not apply to the grounds of any public park, natural area, historic park, nature trail, campground, forest, greenway, waterway or other similar public place that is owned or operated by the state, a county, a municipality or instrumentality thereof. The carrying of firearms in those areas shall be governed by § 39-17-1311.

SECTION 4. Tennessee Code Annotated, Section 39-17-1351, is amended by inserting the following between the fourth and fifth sentences of subsection (e):

Beginning September 1, 2010, and thereafter, a component of the classroom portion of all department approved handgun safety courses shall be instruction on alcohol and drugs, the effects of those substances on a person's reflexes, judgment and ability to safely handle a firearm, and the provisions of § 39-17-1321.

SECTION 5. Tennessee Code Annotated, Section 57-3-204, is amended by deleting subsection (e) in its entirety.

SECTION 6. Tennessee Code Annotated, Section 57-4-203, is amended by deleting subsection (k) in its entirety.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Senator Finney moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting Section 2 as amended by amendment # 0170277 in its entirety and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 39-17-1321, is amended by deleting subsection (b) and by substituting instead the following:

(b) It is an offense for a person to possess a firearm if the person is both:

(1) Within the confines of an establishment open to the public where liquor, wine or other alcoholic beverages, as defined in § 57-3-101(a)(1)(A), or beer, as defined in § 57-6-102(1), are served for consumption on the premises; and

(2) Consuming any alcoholic beverage listed in subdivision (1) of this subsection (b).

(c)(1) A violation of this section is a Class A misdemeanor.

(2) In addition to the punishment authorized by subdivision (1), if the violation is of subsection (a), occurs in an establishment described in subdivision (b)(1), and the person has a handgun permit issued pursuant to § 39-17-1351, such permit shall be suspended in accordance with § 39-17-1352 for a period of three (3) years.

On motion, Amendment No. 2 was adopted.

Senator Jackson moved to amend as follows:

**AMENDMENT NO. 3**

AMEND by deleting subdivision (b)(1) from the amendatory language of Section 3 as amended by amendment # 017027 and substituting instead the following:

(1) Notice of the prohibition permitted by subsection (a) shall be accomplished by displaying one (1) or both of the notices described in subdivision (3) in prominent locations, including all entrances primarily used by persons entering the property, building, or portion of the property or building where weapon possession is prohibited. Either form of notice used shall be of a size that is plainly visible to the average person entering the building, property, or portion of the building or property posted.

AND FURTHER AMEND by deleting subdivision (b)(3)(A) from the amendatory language of Section 3 as amended by amendment # 017027 and substituting instead the following:

(3)(A) If a sign is used as the method of posting, it shall contain language substantially similar to the following:

AS AUTHORIZED BY TCA § 39-17-1359, POSSESSION OF A WEAPON ON POSTED PROPERTY OR IN A POSTED BUILDING IS PROHIBITED AND IS A CRIMINAL OFFENSE.

On motion, Amendment No. 3 was adopted.

Senator Berke moved that **Senate Bill No. 3012**, as amended, be referred to the Committee on Finance, Ways and Means.

Senator Jackson moved that the previous motion on **Senate Bill No. 3012**, as amended, go to the table, which motion prevailed.

Thereupon, **Senate Bill No. 3012**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 23  
Noes . . . . . 9

Senators voting aye were: Barnes, Beavers, Black, Bunch, Burchett, Crowe, Faulk, Finney, Gresham, Herron, Jackson, Johnson, Kelsey, Ketron, McNally, Norris, Overbey, Southerland, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--23.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

Senators voting no were: Berke, Burks, Ford, Harper, Haynes, Henry, Kyle, Marrero and Stewart--9.

A motion to reconsider was tabled.

**Senate Bill No. 3449** -- Education -- As introduced, requires the Department of Education to notify the general assembly within 60 days of the consolidation of school systems. Amends TCA Title 49.

On motion, Senate Bill No. 3449 was made to conform with **House Bill No. 3149**.

On motion, House Bill No. 3149, on same subject, was substituted for Senate Bill No. 3449.

Senator Yager moved that **House Bill No. 3149** be placed on the Calendar for Thursday, May 6, 2010, which motion prevailed.

**Senate Bill No. 3602** -- Boards and Commissions -- As introduced, creates position of executive director within the Commission on Firefighting Personnel Standards and Education; specifies areas of expertise from which members of the commission are to be appointed. Amends TCA Section 4-24-104.

Senator Ketron moved that Amendment No. 1 be placed behind Amendment No. 3, which motion prevailed.

Senator Watson moved that Amendment No. 2 be placed behind Amendment No. 1, which motion prevailed.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 3**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-24-104, is amended by deleting the section in its entirety and by substituting instead the following:

(a) The commission shall be composed of nine (9) members, appointed by the governor as provided in this section. The Commissioner of Commerce and Insurance and the executive director of the Fire Service and Codes Enforcement Academy shall be ex officio nonvoting members.

(b)(1) Each appointed member, with the exception of volunteer members, shall be qualified by experience in the area of fire protection and related fields; meet the minimum training requirements of Title 4, Chapter 24, Section 112; be a certified firefighter II or above, and be an active or retired member of a fire department currently participating in the commission's certification training program.

(2) Each appointed volunteer member shall be qualified by experience; extinguish and control fires and fire-related emergencies as a member of a volunteer fire department recognized under Title 68, Chapter 102, Part 3; meet the minimum training requirements of Title 4, Chapter 24, Section 112;

currently serve or has served as a training officer for a fire department; and not be considered a full-time employee of the fire department that they are representing.

(c)(1) Three (3) members appointed to the commission may be selected from candidates submitted collectively by the Tennessee Fire Chief's Association, the Tennessee Fire Safety Inspectors Association, and the Tennessee Fireman's Association.

(2) Three (3) members appointed to the commission may be selected from candidates submitted by the governing body of the Tennessee Professional Firefighters Association.

(3) Three (3) members appointed to the commission shall be appointed by the governor. One appointment shall be a career firefighter and one appointment shall be a volunteer firefighter.

(4) The appointments shall be made in accordance with the following procedure:

(A) Within two (2) weeks after the occurrence of a vacancy in the office of any commissioner caused by death, resignation, disability, or forfeiture of office, and no later than thirty (30) days prior to the expiration of the term of office of any incumbent commissioner, the chair of the commission shall notify the appropriate association of the vacancy or expiration of the term when the vacancy or expiration results in an opening for that particular association to make recommendations for an appointment.

(B) Within twenty-one (21) days after the receipt of such notice the governing body of the association may submit to the governor a list of three (3) qualified nominees to fill such vacancy, in order of preference;

(C) Within twenty-one (21) days after the submission of the list or after the time for submission of the list has expired, the governor may appoint one (1) of the nominees for the remainder of the term, or for the next term, as the case may be; provided, that the governor may reject all nominees by written objection mailed to the association within the twenty-one (21) day period, in which event the governing board of the association shall have twenty-one (21) days from receipt of the written objection within which to submit a second list of three (3) appointees in order of preference, and the governor may likewise reject all such nominees by written objection in the manner provided in this subdivision (c)(4)(C), in which event the procedure of objection by the governor and certification of additional names by the governing body of the association shall continue until the position is filled;

(D) In the event the governor fails to exercise the governor's executive power or power to object within the applicable twenty-one-day period, then the first name listed on the last list of recommended nominees shall be the appointee by operation of law; and

(E) In the event the governing body of the association fails to submit a list of qualified nominees as provided in this subsection (c), the governor may proceed to appoint a person meeting the qualifications for the position.

(d) In making appointments to the commission, the governor shall strive to ensure that at least one (1) person appointed to serve on the commission is sixty (60) years of age or older and that at least one (1) person appointed to serve on the commission is a member of a racial minority.

(e)(1) Notwithstanding the provisions of § 3-6-304 or any other law to the contrary, and in addition to all other requirements for membership on the commission:

(A) Any person registered as a lobbyist pursuant to the registration requirements of Title 3, Chapter 6, who is subsequently appointed or otherwise named as a member of the commission shall terminate all employment and business association as a lobbyist with any entity whose business endeavors or professional activities are regulated by the commission, prior to serving as a member of the commission. The provisions of this subdivision (1)(A) shall apply to all persons appointed or otherwise named to the commission after July 1, 2010;

(B) No person who is a member of the commission shall be permitted to register or otherwise serve as a lobbyist pursuant to Title 3, Chapter 6, for any entity whose business endeavors or professional activities are regulated by the commission during such person's period of service as a member of the commission. The provisions of this subdivision (1)(B) shall apply to all persons appointed or otherwise named to the commission after July 1, 2010, and to all persons serving on the commission on such date who are not registered as lobbyists; and

(C) No person who serves as a member of the commission shall be employed as a lobbyist by any entity whose business endeavors or professional activities are regulated by the commission for one (1) year following the date such person's service on the commission ends. The provisions of this subdivision (1)(C) shall apply to persons serving on the commission as of July 1, 2010, and to persons appointed to the commission subsequent to such date.

(2) A person who violates the provisions of this subsection shall be subject to the penalties prescribed in Title 3, Chapter 6.

(3) The bureau of ethics and campaign finance is authorized to promulgate rules and regulations to effectuate the purposes of this subsection. All such rules and regulations shall be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5, and in accordance with the procedure for initiating and proposing rules by the ethics commission to the bureau of ethics and campaign finance as prescribed in § 4-55-103.

(f) In addition to all other requirements for membership on the commission, all persons appointed or otherwise named to serve as members of the commission after July 1, 2010, shall be residents of this state.

(g) Commission members shall be appointed for six-year terms.

(h) The governor shall fill by appointment vacancies occurring during terms.

(i) Each grand division of the state shall be represented on the commission.

(j) A member whose term expires shall continue to serve on the commission until a new member is appointed.

(k) With the exception of the executive director of the Fire Service and Codes Enforcement Academy or the executive director's designee, who serves as a nonvoting member and whose attendance does not count towards a quorum, no state employee, including full-time and part-time employees, shall be appointed to serve on the commission. This subsection (i) shall not affect the terms of the members of the commission appointed prior to April 11, 2007, but all appointments made on or after April 11, 2007, shall meet the requirements established in this subsection (i).

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

On motion, Amendment No. 3 was adopted.

On motion of Senator Ketron, Amendment No. 1 was withdrawn.

On motion of Senator Watson, Amendment No. 2 was withdrawn.

Thereupon, **Senate Bill No. 3602**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	27
Noes . . . . .	1
Present, not voting . . .	1

Senators voting aye were: Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Gresham, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--27.

Senator voting no was: Harper--1.

Senator present and not voting was: Ford--1.

A motion to reconsider was tabled.

## MOTION

Senator Marrero moved that Rule 37 be suspended for the immediate consideration of **House Joint Resolution No. 1160**, out of order, which motion prevailed.



**RESOLUTION LYING OVER**

**House Joint Resolution No. 1160** -- Memorials, Sports -- Melrose High School boys basketball team, Class 3A State Champions.

On motion of Senator Marrero, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 1160** was concurred in.

**CALENDAR NO. 1**

Senator Overbey moved to consider **Senate Bill No. 3528**, out of order, following **Senate Bill No. 1444**, which motion prevailed.

**Senate Bill No. 399** -- Public Contracts -- As introduced, subjects the contract amount for public works contracts in excess of \$100,000 for which contractor is required to post 25 percent bond to annual incremental increases based on the consumer price index as published by U.S. Bureau of Labor Statistics. Amends TCA Title 12.

Senator Ketron moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Southerland moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 12-2-112, is amended by adding the following language after the first sentence in subdivision (a)(4):

If approved by the Department of Transportation, and the federal highway administration where required by federal law, a functional replacement of real property may be considered to continue public ownership and use, and shall not be subject to reversion to the Department of Transportation, if the replacement property is at least equal in fair market value to the property being replaced. For the purposes of this subdivision, a functional replacement of real property means real property that serves the same function as the real property conveyed by the state by providing equivalent utility, as determined by the Department of Transportation, and the federal highway administration where required by federal law. The fair market value of the replacement property shall be determined in accordance with the procedures for determining the fair market value of the surplus property established in subdivision (a)(8).

SECTION 2. Tennessee Code Annotated, Section 12-2-112, is further amended by adding the following language after the second sentence in subdivision (a)(8)(A):

If approved by the Department of Transportation, and the federal highway administration where required by federal law, the Department of Transportation may accept real property in exchange for the surplus real property conveyed if the

replacement property is at least equal in fair market value to the surplus property being replaced. The fair market value of the replacement property shall be determined in accordance with the procedures for determining the fair market value of the surplus property established in this subdivision (a)(8).

SECTION 3. Tennessee Code Annotated, Section 12-2-112, is further amended by adding the following language as a new subdivision (a)(9)(G):

(G) If approved by the Department of Transportation, and the federal highway administration where required by federal law, the Department of Finance and Administration may accept real property in exchange for the excess real property conveyed if the replacement property is at least equal in fair market value to the excess property being replaced. The fair market value of the replacement property shall be determined in accordance with the procedures for determining the fair market value of the excess property established in this subdivision (a)(9).

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Ketron, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 399**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	32
Noes . . . . .	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senator Berke moved that **Senate Bill No. 1444** be placed on the Calendar for Thursday, May 6, 2010, which motion prevailed.

**Senate Bill No. 3528** -- Health Care -- As introduced, authorizes certain organizations to apply for designation as patient safety organizations. Amends TCA Title 33; Title 67; Title 68 and Title 71.

Senator Overbey declared Rule 13 on **Senate Bill No. 3528**.

Senator Norris declared Rule 13 on **Senate Bill No. 3528**.

Senator Herron declared Rule 13 on **Senate Bill No. 3528**.

Senator Kelsey declared Rule 13 on **Senate Bill No. 3528**.

Senator Crowe declared Rule 13 on **Senate Bill No. 3528**.

Senator Kyle declared Rule 13 on **Senate Bill No. 3528**.

Senator Yager declared Rule 13 on **Senate Bill No. 3528**.

Senator Watson declared Rule 13 on **Senate Bill No. 3528**.

Senator McNally declared Rule 13 on **Senate Bill No. 3528**.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

Senator McNally moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, is amended by adding the following as a new part:

Section 71-5-1001. This act shall be known and may be cited as the "Annual Coverage Assessment Act of 2010".

Section 71-5-1002. As used in this part, unless the context otherwise requires:

(1) "Annual coverage assessment" means the annual assessment imposed on covered hospitals as set forth in this part;

(2) "Annual coverage assessment base" is a covered hospital's net patient revenue as shown in its Medicare Cost Report for its fiscal year that ended during calendar year 2008 on file with CMS as of September 30, 2009, subject to the following qualifications:

(A) If a covered hospital's 2008 Medicare Cost Report is for a partial year only, net patient revenue in its Medicare Cost Report shall be annualized to determine such hospital's coverage assessment base;

(B) If a covered hospital was first licensed in 2009 or 2010 and did not replace another hospital, its annual coverage assessment base is the projection for its projected net patient revenue for its first full year of operation as shown in its certificate of need application filed with the health services and development agency;

(C) If a covered hospital was first licensed in 2009 or 2010 and replaced another hospital, the annual coverage assessment base shall be the predecessor hospital's net patient revenue as shown in its Medicare Cost Report for its fiscal year that ended during calendar year 2008 on file with CMS as of September 30, 2009;

(D) If a covered hospital is not required to file an annual cost report with CMS, then its annual coverage assessment base shall be its net patient revenue as shown in its joint annual report for its fiscal year ending during calendar year 2008, filed with the Department of Health;

(E) If a hospital's fiscal year 2008 Medicare Cost Report is not contained in the Centers for Medicare and Medicaid Services' Healthcare Cost Report Information System file dated September 30, 2009, the hospital shall submit a copy of the hospital's 2008 Medicare Cost Report to the Bureau of TennCare in order to allow for the determination of the hospital's net patient revenue for the state fiscal year 2011 assessment;

(3) "Bureau" means the Bureau of TennCare;

(4) "CMS" means the federal Centers for Medicare and Medicaid Services;

(5) "Controlling person" means a person who, by ownership, contract or otherwise, has the authority to control the business operations of a covered hospital. Indirect or direct ownership of ten percent (10%) or more of a covered hospital shall constitute control;

(6) "Covered hospital" means a hospital licensed under Title 33 or Title 68, as of the effective date of this act, except an excluded hospital;

(7) "Excluded hospital" means:

(A) A hospital that has been designated by CMS as a critical access hospital;

(B) A mental health hospital owned by the State of Tennessee;

(C) A hospital providing primarily rehabilitative or long-term acute care services;

(D) A children's research hospital that does not charge patient for services beyond that reimbursed by third party payors; and

(E) A hospital that is determined by TennCare as eligible to certify public expenditures for the purpose of securing federal medical assistance percentage payments;

(8) "Medicare Cost Report" means CMS-2552-96, the Cost Report for Electronic Filing of Hospitals, as it existed on September 30, 2009; and

(9) "Net patient revenue" means the amount calculated in accordance with generally accepted accounting principles for hospitals that is reported on Worksheet G-3, Column 1, Line 3, of the Medicare Cost Report excluding long-term care inpatient ancillary revenues.

Section 71-5-1003.

(a) There is imposed on each covered hospital licensed as of the effective date an annual coverage assessment for Fiscal Year (FY) 2010-2011 as set forth in this part.

(b) The annual coverage assessment imposed by this part shall not be effective and validly imposed until the bureau has provided the Tennessee Hospital Association with written notice that:

(1) It has received a determination from CMS that the assessment is a permissible source of revenue that shall not adversely affect the amount of federal financial participation in the TennCare program; and

(2) It has received approval from CMS for the distribution of additional payments to hospitals to offset unreimbursed TennCare costs as set forth in § 71-5-1005(c)(2).

(c) The general assembly intends that the proceeds of the annual coverage assessment not be used as a justification to reduce or eliminate the state funding to the TennCare program. To this end, the annual coverage assessment shall not be effective and validly imposed if the coverage or the amount of revenue that is available to the TennCare program to expend in FY 2010-2011 is less than the Governor's FY 2010-2011 recommended budget level unless new federal funding is available to replace state funding during FY 2010-2011.

(d)(1) The general assembly intends that the proceeds of the annual coverage assessment not be used as justification for any TennCare managed care organization to implement across the board rate reductions to negotiated rates with covered or excluded hospitals or physicians in existence on June 30, 2010. To this end, for those rates in effect on June 30, 2010, the bureau shall include provisions in the managed care organizations' contractor risk agreements that prohibit the managed care organizations from implementing across the board rate reductions to covered or excluded network hospitals or physicians either by category or type of provider. The requirements of the preceding sentence shall also apply to services or settings of care that are ancillary to a covered or excluded hospital or physician's primary license if the physician or covered or excluded hospital, including a wholly-owned subsidiary or controlled affiliate of a covered or excluded hospital or hospital system, holds more than a fifty percent (50%) controlling interest in such ancillary services or settings of care, but shall not apply to any other ancillary services or settings of care. For across the board rate reductions to ancillary services or settings of care, the bureau shall include appropriate requirements for notice to providers in the managed care organizations' contractor risk agreements. For purposes of this subsection (d), services or settings of care that are "ancillary" shall mean, but not be limited to, ambulatory surgical facilities, outpatient treatment clinics or imaging centers,

dialysis centers, home health and related services, home infusion therapy services, outpatient rehabilitation or skilled nursing services. For purposes of this subsection (d), "physician" includes a physician licensed under Title 63, Chapter 6 and Chapter 9 and a group practice of physicians that hold a contract with a managed care organization.

(2) This subsection (d) does not preclude good faith negotiations between managed care organizations and covered or excluded hospitals, hospital systems and physicians on an individualized, case-by-case basis, nor is this subsection intended by the general assembly to serve as justification for Tennessee managed care organizations, covered or excluded hospitals, hospital systems or physicians to unreasonably deny any party the ability to enter into such individualized, case-by-case good faith negotiations. Such good faith negotiation necessarily implies mutual cooperation between the negotiating parties and may include, but is not limited to, the right to terminate contractual agreements, the ability to modify negotiated rates, pricing or units of service, the ability to alter payment methodologies, and the ability to enforce existing managed care techniques or implement new managed care techniques.

(3) Notwithstanding the other provisions of this subsection (d), if CMS mandates a TennCare program change or a change is required by federal law that impacts rates and that is required to be implemented by the MCOs in accordance with their contracts, or the coverage assessment becomes invalid, then nothing in this part shall prohibit the managed care organizations from implementing any rate changes as may be mandated by TennCare or federal law.

Section 71-5-1004.

(a) The annual coverage assessment established for this part shall be three and fifty-two hundredths percent (3.52%) of a covered hospital's annual coverage assessment base.

(b) The annual coverage assessment shall be paid in equal quarterly installments, with the first quarterly payment due on the fifteenth day of the first month of the first quarter of the state fiscal year after the bureau has obtained the determination and approval from CMS described in § 71-5-1003(b). Subsequent installments shall be due on the fifteenth day of the first month of the three (3) successive calendar quarters following the calendar quarter in which the first installment is due.

(c) To facilitate collection of the annual coverage assessment, the bureau shall send to each covered hospital at least thirty (30) days in advance of each quarterly payment due date a notice of payment, along with a return form developed by the bureau. Failure of a covered hospital to receive a notice and return form, however, shall not relieve a covered hospital from the obligation of timely payment. The bureau shall also post the return form on its Web site.

(d) Failure of a covered hospital to pay a quarterly installment of the annual coverage assessment when due shall result in an imposition of a penalty of five hundred dollars (\$500) per day until such installment is paid in full.

(e) If a covered hospital ceases to operate after the effective date of this act, but before the first due date of the annual coverage assessment, its total coverage assessment shall be equal to its annual coverage assessment base multiplied by a fraction, the denominator of which is the number of calendar days from the effective date of this act until the first due date of the coverage assessment, and the numerator of which is the number of days from the effective date of this act until the date the hospital ceases operation.

(f) If a covered hospital ceases to operate after the first due date of the annual coverage assessment, its total coverage assessment shall be equal to its annual coverage assessment base multiplied by a fraction, the denominator of which is the number of days from the effective date of this act until the date the fourth installment is due, and the numerator of which is the number of days from the effective date of this act until the date the hospital ceased operation.

(g) If a covered hospital ceases operation prior to payment of its full coverage assessment, then the person or persons controlling the hospital as of the date the hospital ceased operation shall be jointly and severally responsible for any remaining assessment installments and unpaid penalties associated with previous late payments.

(h) If a covered hospital fails to pay a quarterly installment of the coverage assessment within thirty (30) days of its due date, the bureau shall report such failure to the department which licenses the covered hospital. Notwithstanding any other law, failure of a covered hospital to pay a quarterly installment of the coverage assessment or any refund required by this part shall be considered a license deficiency and grounds for disciplinary action as set forth in the statutes and rules under which the covered hospital is licensed.

(i) In addition to the action required by subsection (h), the bureau is authorized to file a civil action against a covered hospital and its controlling person or persons to collect delinquent coverage assessment installments, late penalties and refund obligations established by this part. Exclusive jurisdiction for a civil action authorized by this subsection (i) shall be in the chancery court for Davidson County.

(j)(1) If any federal agency with jurisdiction over this coverage assessment determines that the assessment is not a valid source of revenue or that the methodology for distribution of the additional payments to hospitals from the coverage fee assessment is not valid after an installment has been collected, or if there is a reduction of the coverage and funding of the TennCare program contrary to § 71-5-1003(c), or if one (1) or more managed care organizations impose across the board rate reductions contrary to § 71-5-1003(d), then:

(A) The bureau shall refund to covered hospitals the installment payment previously collected within forty-five (45) days of such event;

(B) No subsequent installments of the annual coverage assessment shall be due and payable; and

(C) Covered hospitals that have received payments pursuant to § 71-5-1005(c)(2) shall refund to the bureau all such payments within forty-five (45) days of such event.

(2) The bureau will then have authority to make necessary changes to the TennCare budget to account for the loss of the assessment revenue.

(k) A covered hospital, or an association the membership of which includes thirty (30) or more covered hospitals, shall have the right to file a petition for declaratory order pursuant to § 4-5-223 to determine if there has been a failure to satisfy one (1) of the conditions precedent to the valid imposition of the annual coverage assessment.

(l) A covered hospital may not increase charges or add a surcharge based on or as a result of the annual coverage assessment.

(m) Notwithstanding any other provision of this part, if the bureau receives from CMS notification of the determination and approval set forth in subsection (b), and if such determination and approval have retroactive effective dates, then:

(1) Quarterly coverage assessment payments that become due by application of the retroactive determination date from CMS shall be paid to the bureau within thirty (30) days of the bureau notifying the Tennessee Hospital Association that CMS has issued such determination; and

(2) Quarterly payments to covered hospitals required by § 71-5-1005(c)(2) that become due by application of the retroactive approval date from CMS shall be paid within fifteen (15) days of the bureau notifying the Tennessee Hospital Association that CMS has issued such approval.

Section 71-5-1005.

(a) There is created a segregated account within the state treasury that shall be known as the "maintenance of coverage trust fund". The fund shall not be used to replace any monies otherwise appropriated to the TennCare program by the general assembly or to replace any monies appropriated outside of the TennCare program.

(b) The maintenance of coverage trust fund shall consist of:

(1) All annual coverage assessments received by the bureau;  
and



(2) Investment earnings credited to the assets of the maintenance of coverage trust fund.

(c) Monies credited or deposited to the maintenance of coverage trust fund together with all federal matching funds shall be available to and used by the bureau only for expenditures in the TennCare program and shall include the following purposes:

(1) Expenditure for benefits and services under the TennCare program that otherwise would have been subject to reduction or elimination from TennCare funding for FY 2010-2011, as follows:

(A) Replacement of one percent (1%) of the seven percent (7%) reduction in covered and excluded hospital and physician reimbursement rates proposed in the Governor's FY 2010-2011 Recommended Budget;

(B) Maintenance of essential access hospital payments of at least one hundred million dollars (\$100,000,000);

(C) Maintenance of payments to critical access hospitals to achieve reimbursement of full cost of benefits provided to TennCare enrollees up to sixteen million dollars (\$16,000,000);

(D) Maintenance of payments for the graduate medical education of at least fifty million dollars (\$50,000,000);

(E) Maintenance of reimbursement for Medicare Part A crossover claims at the lesser of one hundred percent (100%) of Medicare allowable or the billed amount;

(F) Avoidance of a requirement that TennCare managed care organizations establish maximum reimbursement for providers based on one hundred percent (100%) of Medicare;

(G) Avoidance of any coverage limitations relative to the number of hospital inpatient days per year or annual cost of inpatient services for a TennCare enrollee;

(H) Avoidance of any coverage limitations relative to the number of non-emergency outpatient visits per year for a TennCare enrollee;

(I) Expansion of the Standard Spend Down category for TennCare enrollment up to a maximum of seven thousand (7,000) individuals in FY 2010-2011;

(J) Avoidance of any coverage limitations relative to the number of physician office visits per year for a TennCare enrollee;

(K) Avoidance of coverage limitations relative to the number of laboratory and diagnostic imaging encounters per year for a TennCare enrollee;

(L) Maintenance of coverage for occupational therapy, physical therapy and speech therapy services; and

(M) Making Medicaid disproportionate share hospital payments at the maximum amount authorized by the federal Social Security Act for FY 2010-2011;

(2)(A) Solely from the coverage assessment payments received by the bureau, payments to covered hospitals to offset losses incurred in providing services to TennCare enrollees as set forth in this subdivision (c)(2);

(B) Each covered hospital shall be entitled to payments for FY 2010-2011 of a portion of its unreimbursed cost of providing services to TennCare enrollees. Unreimbursed TennCare costs are defined as the excess of cost over TennCare net revenue as reported on the hospital's 2008 joint annual report filed with the Department of Health. TennCare costs are defined as the product of a facility's cost-to-charge ratio times TennCare charges. The amount of the payment to each covered hospital shall be no less than eighty-three and one hundred fifty-five thousandths percent (83.155%) of unreimbursed TennCare cost for that covered hospital;

(C) The payments required by this subdivision (c)(2) shall be made in four (4) equal installments. Each installment payment shall be made by the third business day of four (4) successive calendar quarters, with the first calendar quarter to be the calendar quarter in which the annual coverage assessment is first levied in accordance with § 71-5-1004. The bureau shall provide to the Tennessee Hospital Association a schedule showing the quarterly payments to each hospital at least seven (7) days in advance of such payments;

(D) The payments required by this subdivision (c)(2) may be made by the bureau directly to the hospitals or the bureau may transfer the funds to one (1) or more managed care organizations with the direction to make payments to hospitals as required by this subsection. The payments to a hospital pursuant to this subdivision (c)(2) shall not be considered as part of the reimbursement to which a hospital is entitled under its contract with a TennCare managed care organization; and

(3) Refunds to covered hospitals on the basis of payment of annual coverage assessments or penalties to the bureau through error, mistake, or a determination that the annual coverage assessment was validly imposed.

(d) If a hospital closes or changes status from a covered hospital to an excluded hospital and consequently reduces the amount of the assessment such that the amount is no longer sufficient to cover the total cost of the items included in subsection (c), the payments for these items may be adjusted by an amount equal to the shortfall including the federal financial participation. The items to be adjusted and the amounts of the adjustments shall be determined by the bureau in consultation with hospitals.

(e) The bureau shall modify the contracts with TennCare managed care organizations and otherwise take action necessary to assure the use and application of the assets of the maintenance of coverage trust fund, as described in subsection (c).

(f) The bureau shall submit requests to CMS to modify the Medicaid state plan, the contractor risk agreements or the TennCare II Section 1115 demonstration project as necessary to implement the requirements of this part without first submitting the proposed modifications to the Select Oversight Committee on TennCare as required by § 3-15-508.

(g) At quarterly intervals beginning September 1, 2010, the bureau shall submit a report to the Select Oversight Committee on TennCare, to the Finance, Ways and Means Committees of the Senate and House of Representatives, to the General Welfare, Health and Human Resources Committee of the Senate and to the Health and Human Resources Committee of the House of Representatives, which report shall include:

(1) The status if applicable of the determination and approval by CMS set forth in § 71-5-1003(b) of the annual coverage assessment;

(2) The balance of funds in the maintenance of coverage trust fund; and

(3) The extent of which the maintenance of coverage trust fund has been used to carry out this part.

(h) No part of the maintenance of coverage trust fund shall be diverted to the general fund or used for any purpose other than set forth in this part.

Section 71-5-1006. This act shall expire on June 30, 2011; provided, however, the following rights and obligations shall survive expiration of this act:

(1) The authority of the bureau to impose late payment penalties and to collect unpaid annual coverage assessments and required refunds;

(2) The rights of a covered hospital or an association of covered hospitals to file a petition for declaratory order to determine whether the annual coverage assessment has been validly imposed; and

(3) The obligation of the bureau to use and apply the assets of the maintenance coverage trust fund.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 3528**, as amended, passed its third and final consideration by the following vote:

Ayes .....	25
Noes .....	5

Senators voting aye were: Barnes, Berke, Bunch, Burchett, Burks, Crowe, Faulk, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Watson and Yager--25.

Senators voting no were: Beavers, Black, Finney, Tracy and Mr. Speaker Ramsey--5.

A motion to reconsider was tabled.

Senator Bunch moved that **Senate Bill No. 2033** be placed on the Calendar for Thursday, May 6, 2010, which motion prevailed.

**Senate Bill No. 2753** -- Employees, Employers -- As introduced, authorizes employers to require English be spoken in the workplace if necessary to conduct the employer's business. Amends TCA Section 4-21-401.

On motion, Senate Bill No. 2753 was made to conform with **House Bill No. 2685**.

On motion, House Bill No. 2685, on same subject, was substituted for Senate Bill No. 2753.

Senator Johnson moved that Amendment No. 1 be placed at the heel of the Amendments, which motion prevailed.

Senator Johnson moved to amend as follows:

#### **AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-21-401, is amended by adding the following language as a new subsection (c):

(c) It is not a discriminatory practice for an employer to institute a policy in the employer's workplace requiring that all employees speak only in English at certain times when the employer has a legitimate business necessity for such a policy and the employer provides notice to employees of the policy and the consequences of violating the policy.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

On motion, Amendment No. 2 was adopted.

On motion of Senator Johnson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 2685**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	28
Noes . . . . .	2
Present, not voting . . .	1

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Haynes, Jackson, Johnson, Kelsey, Ketron, Kyle, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--28.

Senators voting no were: Harper and Marrero--2.

Senator present and not voting was: Henry--1.

A motion to reconsider was tabled.

Senator Southerland moved that **Senate Bill No. 2847** be placed on the Calendar for Thursday, May 6, 2010, which motion prevailed.

Senator Finney moved that **Senate Bill No. 3392** be placed at the heel of the Calendar for today, which motion prevailed.

**Senate Bill No. 3439** -- Bail, Bail Bonds -- As introduced, requires that any defendant arrested for any offense against a person and who has a severe and persistent mental illness be held in custody for at least 12 hours from the time of such defendant's arrest if the defendant is a threat to the alleged victim. Amends TCA Title 40, Chapter 11, as amended.

Senator Beavers moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting Section 2 of the bill as amended by amendment drafting code # 1555396 and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 40-11-150, is amended by adding the following new subsection (I):

(I)(1)(A) Any officer who has reason to believe that a defendant under arrest may pose a substantial likelihood of serious harm to the defendant or to others may make a recommendation to the community mental health crisis response service that the defendant be evaluated by a member of such service to determine if the defendant is subject to admission to a hospital or treatment resource pursuant to § 33-6-403.

(B) The assessment of the defendant by a member of a community mental health crisis response service shall be completed within twelve (12) hours from the time the defendant is in custody or

the magistrate or other official with the authority to determine bail shall set bail and admit the defendant to bail, when appropriate. However, if the assessment is being conducted at the end of the twelve (12) hour period, the member of the community mental health crisis response service may complete the assessment. The magistrate or other official duly authorized to release the defendant may, however, release the accused in less than twelve (12) hours if the official determines that sufficient time has or will have elapsed for the victim to be protected.

(C) If the assessment of the defendant by the member of the community mental health crisis response service indicates that the defendant does not meet the standards of § 33-6-403, the officer who has reasonable cause to believe that the defendant may pose a substantial likelihood of serious harm shall so report to the magistrate or other official with the authority to determine bail and such magistrate or official shall set bail and admit the defendant to bail, when appropriate.

(2) The officer who has reasonable cause to believe that the defendant may pose a substantial likelihood of serious harm shall note the time the defendant was taken into custody for purposes of beginning the twelve (12) hour assessment period provided in subdivision (1)(1)(B) of this subsection.

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 3439**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	31
Noes . . . . .	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

**Senate Bill No. 3484** -- Business and Commerce -- As introduced, creates a small business advocate within the office of the comptroller of the treasury. Amends TCA Title 8, Chapter 4.

Senator Watson moved to amend as follows:

#### AMENDMENT NO. 1

AMEND by deleting Section 3 of the bill and substituting instead the following:

SECTION 3.(a) There shall be a small business advocate within the office of the comptroller of the treasury to answer questions and provide information to residents of this state who are starting a small business or who already own a small business.

(b) The small business advocate is authorized to informally mediate and assist with the resolution of issues concerning small business owners and state departments and agencies.

(c) The small business advocate shall be chosen by the comptroller of the treasury from existing personnel within the comptroller's office and the comptroller shall implement the provisions of this act without using additional resources.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 3484**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	32
Noes . . . . .	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senator Yager moved that **Senate Bill No. 3513** be placed on the Calendar for Thursday, May 6, 2010, which motion prevailed.

**Senate Bill No. 3622** -- Industrial Development -- As introduced, authorizes industrial development corporations to finance infrastructure expenses serving certain mixed-use developments. Amends TCA Section 7-53-312.

Senator Overbey declared Rule 13 on **Senate Bill No. 3622**.

Senator Ketron moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Beavers moved to amend as follows:

#### **AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 7-53-312, is amended by adding the following language as a new, appropriately designated subsection:

( ) If the project identified in an economic impact plan will be located in a mixed-use development, including commercial and residential uses, of more than five hundred (500) acres and if such project will be located in a county where, as of 2008, at least thirty-one and one-half percent (31.5%) of such county's population between ages five (5) to seventeen (17) years is in poverty as determined by the U.S. Census Bureau, Small Area Income and Poverty Estimates (SAIPE) Program, then the costs of all roads, streets, utilities and public improvements located in, adjacent to or

directly serving the mixed-use development shall be costs of the project for such purposes of this section and may be financed by a corporation pursuant to this chapter. Notwithstanding any provision of this chapter or Title 47, Chapter 14, to the contrary, for purposes of calculating the "applicable formula rate" under § 47-14-103 and the related provisions of Title 47, Chapter 14, to determine the maximum effective rate applicable to bonds or other obligations issued in whole or in part by a corporation to finance the costs as described in this subsection or other costs of a mixed-use development authorized in this subsection that would otherwise constitute a project or projects under this chapter, the language "four (4) percentage points above the average prime loan rate" in the definition of "formula rate" in § 47-14-102(7) shall be replaced with the language "seven (7) percentage points above the average prime loan rate". This subsection shall apply to any bonds or other obligations issued on or before June 30, 2012, by a corporation organized pursuant to the provisions of this chapter, and this subsection shall cease to be effective July 1, 2012.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Ketron, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 3622**, as amended, passed its third and final consideration by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**Senate Bill No. 3719** -- Tobacco, Tobacco Products -- As introduced, prohibits smoking within 50 feet of any entrance to any building that provides library services to children. Amends TCA Title 39, Chapter 17, as amended.

Senator Johnson moved to amend as follows:

#### **AMENDMENT NO. 2**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1605(a), is amended by deleting the subsection in its entirety and by substituting instead the following:

(a)(1) "No Smoking" signs, or the international "No Smoking" symbol, which consists of a pictorial representation of a burning cigarette enclosed in a circle



with a bar across it, shall be prominently posted and properly maintained on each main building entrance where smoking is regulated by this part.

(2) The "No Smoking" signs or "No Smoking" symbols shall be prominently displayed throughout the building to ensure that the public is aware of the restriction.

SECTION 2. Tennessee Code Annotated, Title 39, Chapter 17, Part 6, is amended by adding the following new section thereto:

§ 39-17-1607.

(a) Notwithstanding § 39-17-1551, the legislative body of any county or municipality that has established a free public library or entered into contractual agreements with one (1) or more counties or cities for joint operation of a free public library may prohibit smoking within fifty feet (50') of any entrance to such library upon adoption of a resolution by a majority vote of the legislative body; provided, however, if the library is jointly operated by municipalities or counties, then a resolution adopted by a majority vote of all affected legislative bodies, voting individually, is necessary for the municipalities or counties to prohibit smoking within fifty feet (50') of any entrance to a library.

(b) Following the adoption of a resolution prohibiting smoking within fifty feet (50') of any entrance to a library, the library shall post notice of such prohibition on the exterior of the building in accordance with § 39-17-1605(a)(1).

(c) A violation of any resolution prohibiting smoking within fifty feet (50') of any entrance to a library pursuant to subsection (b) shall be punishable by a civil penalty not to exceed fifty dollars (\$50.00) to be assessed against a person violating such prohibition. The penalty set out in § 39-17-1606 shall not apply. No court costs or litigation taxes may be collected or assessed on such violations.

SECTION 3. This act shall take effect July 1, 2010, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 3719**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	26
Noes . . . . .	1

Senators voting aye were: Barnes, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Harper, Haynes, Henry, Herron, Jackson, Johnson, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Stewart, Tate, Yager and Mr. Speaker Ramsey--26.

Senator voting no was: Kelsey--1.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

A motion to reconsider was tabled.

Senator Stewart moved that **Senate Bill No. 3875** be rereferred to the Committee on Calendar, which motion prevailed.

Senator Kelsey moved that **House Bill No. 2698** be placed on the Calendar for Thursday, May 6, 2010, which motion prevailed.

Senator Faulk moved that **House Bill No. 2700** be placed on the Calendar for Thursday, May 6, 2010, which motion prevailed.

**Senate Bill No. 3392** -- Election Laws -- As introduced, requires voter registrations that are considered inactive to only be purged two years after a federal census of population has been taken. Amends TCA Section 2-11-202 and Title 2, Chapter 2, Part 1.

On motion, Senate Bill No. 3392 was made to conform with **House Bill No. 3456**.

On motion, House Bill No. 3456, on same subject, was substituted for Senate Bill No. 3392.

On motion of Senator Ketron, Amendment No. 1 was withdrawn.

On motion of Senator Bunch, Amendment No. 2 was withdrawn.

Thereupon, **House Bill No. 3456** passed its third and final consideration by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**MOTION**

Senator Faulk moved that Rule 19 be suspended for the purpose of considering the Message Calendar next, which motion prevailed.

**MESSAGE CALENDAR**

**SENATE BILL ON HOUSE AMENDMENT**

**Senate Bill No. 2341** -- Adoption -- As introduced, states that no adoptive parent of a child that has been removed from the home by the Department of Children's Services for reasons other than dependency or neglect shall be required to pay for the care of the child while in custody. Amends TCA Title 36, Chapter 1 and Title 37, Chapter 1.

**HOUSE AMENDMENT NO. 3**

AMEND by adding the following language to the end of the amendatory language of Section 1 of the bill:

This subdivision (r)(1)(A)(ii) shall expire June 30, 2012, unless reauthorized by the general assembly.

AND FURTHER AMEND by deleting Section 2 of the bill in its entirety and substituting instead the following:

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it.

Senator Overbey moved that the Senate nonconcur in House Amendment No. 3 to **Senate Bill No. 2341**, which motion prevailed.

**SENATE BILL ON HOUSE AMENDMENT**

**Senate Bill No. 2411** -- Firefighters -- As introduced, removes the exemption for Hawkins County from the minimum training requirements for firefighters. Amends TCA Section 4-24-112.

**HOUSE AMENDMENT NO. 2**

AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section Tennessee Code Annotated, Section 4-24-112(n), is amended by deleting the figure "31,100" under the column heading "not less than" and by deleting the figure "31,200" under the column heading "nor more than".

Senator Faulk moved that the Senate concur in House Amendment No. 2 to **Senate Bill No. 2411**.

Senator Faulk moved that **Senate Bill No. 2411** be placed on the Message Calendar for Thursday, May 6, 2010, which motion prevailed.

**SENATE BILL ON HOUSE AMENDMENT**

**Senate Bill No. 2797** -- Foster Care -- As introduced, requires a child-placing agency to collect medical and social history on a foster child within 30 days of foster care placement. Amends TCA Section 36-1-113 and Section 37-2-403.

**HOUSE AMENDMENT NO. 1**

AMEND by deleting the language "the child" in Section 1 of the bill and substituting instead the language "the child and the child's biological family".

AND FURTHER AMEND by deleting the language "the child" in Section 2 of the bill and substituting instead the language "the child and the child's biological family".

Senator Henry moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 2797**, which motion prevailed by the following vote:

Ayes . . . . . 31  
Noes . . . . . 0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Senator Faulk moved that **Senate Bill No. 3034** be placed on the Message Calendar for Thursday, May 6, 2010, which motion prevailed.

#### SENATE BILL ON HOUSE AMENDMENT

**Senate Bill No. 3715** -- Animal Control -- As introduced, allows Davidson County as well as Shelby County and municipalities within to enact ordinance allowing for district attorney to petition general sessions court for destruction of dangerous dogs. Amends TCA Title 44, Chapter 17, Part 1.

#### HOUSE AMENDMENT NO. 1

AMEND by deleting the third sentence of subsection (a) of the amendatory language of Section 1 and substituting instead the following:

The petition shall name the owner of the dog, and the owner shall be given notice in accordance with Rule 4.01 of the Tennessee rules of civil procedure, that if the owner does not appear before the court within five (5) days of the receipt thereof and show cause why the dog should not be destroyed, then the order shall issue and the dog shall be destroyed.

Senator Haynes moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 3715**, which motion prevailed by the following vote:

Ayes . . . . . 29  
Noes . . . . . 0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Stewart, Watson, Yager and Mr. Speaker Ramsey--29.

A motion to reconsider was tabled.

#### HOUSE BILL ON SENATE AMENDMENT

**House Bill No. 3291** -- Sunset Laws -- As introduced, extends the Tennessee court of the judiciary, June 30, 2011. Amends TCA Title 4, Chapter 29 and Title 17, Chapter 5.

Senator Watson moved that the Senate refuse to recede from its action in adopting Senate Amendment No. 1 to **House Bill No. 3291**, which motion prevailed.

#### RECALL OF BILL

On motion of Senator McNally, **Senate Bill No. 3317** was recalled from the Committee on Finance, Ways and Means.

REFERRAL OF BILL

Senator McNally moved that Senate Bill No. 3317 be referred to the Committee on Calendar, which motion prevailed.

MOTION

Senator McNally moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 3431** on the calendar for the Committee on Finance, Ways and Means for Tuesday, May 4, 2010, which motion prevailed.

CALENDAR NO. 2

Senator Watson moved that **Senate Bills Nos. 2424, 2430, 2440, 2443, 2445, 2449, 2451, 2453, 2455, 2456, 2457, 2458, 2459, 2461, 2462, 2463, 2464 and 2467** be placed on the Calendar for Thursday, May 6, 2010, which motion prevailed.

**Senate Bill No. 3245** -- Health Care -- As introduced, adds the governor and the general assembly to the Commissioner of Finance and Administration as recipients of the health equity commission's advice on the state health plan. Amends TCA Title 3, Chapter 15, Part 4.

On motion, Senate Bill No. 3245 was made to conform with **House Bill No. 3459**.

On motion, House Bill No. 3459, on same subject, was substituted for Senate Bill No. 3245.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 3459** passed its third and final consideration by the following vote:

Ayes .....	31
Noes .....	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

RECALL OF BILL

On motion of Senator Beavers, **Senate Bill No. 2902** was recalled from the Committee on Judiciary.

REFERRAL OF BILL

Senator Beavers moved that Senate Bill No. 2902 be referred to the Committee on Finance, Ways and Means, which motion prevailed.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**MOTION**

Senator Norris moved that the Proposed Schedule for the week of May 3, 2010, be adopted and made the action of the Senate, which motion prevailed.

**TENNESSEE STATE SENATE  
106th GENERAL ASSEMBLY**

**PROPOSED SCHEDULE  
FOR THE WEEK OF MAY 3, 2010**

**MONDAY – May 3**

No Session

**TUESDAY – May 4**

1:00 p.m. – 5:00 p.m. Finance, Ways & Means Committee

**WEDNESDAY – May 5**

9:00 a.m. – 11:30 a.m. Transportation Committee  
11:30 a.m. – 1:00 p.m. Lunch  
1:00 p.m. – 5:00 p.m. Finance, Ways & Means Committee  
(Budget Sub and Tax Sub will meet immediately following)

**THURSDAY – May 6**

9:00 a.m. Session – Senate Chamber

OTHER MEETINGS: Government Operations Joint Education Subcommittee, Monday, May 3, 2010, at 1:30 p.m., Room 12 LP.

**RECALL OF BILL**

On motion of Senator Burchett, **Senate Bill No. 2769** was recalled from the Committee on Finance, Ways and Means.

**WITHDRAWAL OF BILL**

On motion of Senator Burchett, Senate Bill No. 2769 was withdrawn from the Senate.

**MOTION**

On motion of Senators Stewart, Yager, Berke, Barnes, Beavers, Black, Bunch, Burchett, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Tate, Tracy, Watson and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Joint Resolution No. 980**.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

On motion of Senators Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Herron, Jackson, Johnson, Kesley, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Joint Resolution No. 985**.

On motion of Senator Herron, his name was added as sponsor of **Senate Joint Resolutions Nos. 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1008, 1009, 1037, 1038, 1039, 1040, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070 and 1071; and House Joint Resolution No. 1101**.

On motion of Senator Tracy, his name was added as sponsor of **Senate Joint Resolutions Nos. 1049, 1050, 1052, 1053, 1055 and 1056; and House Joint Resolution No. 793**.

On motion of Senators Tracy and Black, their names were added as sponsors of **Senate Joint Resolutions Nos. 1051, 1054, 1057 and 1058; and House Joint Resolution No. 1103**.

On motion of Senators Southerland, Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **House Joint Resolution No. 1075**.

On motion of Senators McNally, Woodson, Haynes, Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Joint Resolution No. 1095**.

On motion of Senators Marrero, Ford, Kyle, Kesley, Norris, Barnes, Beavers, Berke, Black, Bunch, Burchett, Burks, Crowe, Faulk, Finney, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Ketron, McNally, Overbey, Southerland, Stewart, Tracy, Watson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Resolution No. 211**.

On motion of Senators Kyle and Burks, their names were added as sponsors of **House Joint Resolution No. 1069**.

On motion of Senators Norris, Kelsey, Kyle and Ford, their names were added as sponsors of **House Joint Resolution No. 1071**.

On motion of Senators Norris and Kelsey, their names were added as sponsors of **House Joint Resolution No. 1072**.

On motion of Senators Harper, Berke and Marrero, their names were added as sponsors of **House Joint Resolution No. 1073**.

On motion of Senator Southerland, his name was added as sponsor of **House Joint Resolution No. 1133**.

On motion of Senators Ford, Harper and Marrero, their names were added as sponsors of **House Joint Resolution No. 1076**.

On motion of Senator Faulk, his name was added as sponsor of **House Joint Resolutions Nos. 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1145, 1146, 1147, 1148 and 1163**.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

On motion of Senators Berke, Haynes, Harper, Faulk, Herron and Finney, their names were added as sponsors of **House Joint Resolution No. 1100**.

On motion of Senators Beavers and Ford, their names were added as sponsors of **House Joint Resolution No. 1104**.

On motion of Senators Burks and Black, their names were added as sponsors of **House Joint Resolution No. 1106**.

On motion of Senator Jackson, his name was added as sponsor of **House Joint Resolutions Nos. 1107, 1108, 1109, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143 and 1144**.

On motion of Senators Beavers and Black, their names were added as sponsors of **House Joint Resolutions Nos. 1111, 1112, 1113, 1114 and 1134**.

On motion of Senator Barnes, his name was added as sponsor of **House Joint Resolution No. 1116**.

On motion of Senators Tracy and Black, their names were added as sponsors of **House Joint Resolutions Nos. 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130 and 1131**.

On motion of Senators Berke and Watson, their names were added as sponsors of **House Joint Resolutions Nos. 1150, 1151, 1152, 1153, 1154 and 1156**.

On motion of Senators Watson and Yager, their names were added as sponsors of **House Joint Resolution No. 1155**.

On motion of Senators Herron and Finney, their names were added as sponsors of **House Joint Resolution No. 1162**.

On motion of Senators Overbey and Faulk, their names were added as sponsors of **House Joint Resolution No. 767**.

On motion of Senators McNally and Ford, their names were added as sponsors of **Senate Bill No. 555**.

On motion of Senator Berke, his name was added as sponsor of **Senate Bill No. 744**.

On motion of Senator Tracy, Mr. Speaker Ramsey and Senator Black, their names were added as sponsors of **Senate Bill No. 3012**.

On motion of Senator Stewart, his name was added as sponsor of **Senate Bill No. 3392**.

On motion of Senators Henry, Tate, Marrero, Ford and Beavers, their names were added as sponsors of **Senate Bill No. 3484**.

On motion of Senators Kyle and Ford, their names were added as sponsors of **Senate Bill No. 3245**.



**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

On motion of Senators Marrero, Ford, Kelsey, Kyle, Norris and Tate, their names were added as sponsors of **House Joint Resolution No. 1160**.

On motion of Senator Marrero, her name was added as sponsor of **Senate Bill No. 3345**.

On motion of Senator Burks, her name was added as sponsor of **Senate Joint Resolution No. 1073; and House Joint Resolution No. 1110**.

On motion of Senator Burks, her name was removed as sponsor of **Senate Bill No. 3602**.

On motion of Senator Overbey, his name was added as sponsor of **Senate Bills Nos. 3134 and 3341; and Senate Joint Resolution No. 966**.

On motion of Senator Ford, her name was added as sponsor of **Senate Bills Nos. 2424, 2430, 2440, 2443, 2445, 2449, 2451, 2453, 2455, 3036 and 3715; and Senate Joint Resolutions Nos. 1035 and 1036**.

On motion of Senator Black, her name was added as sponsor of **Senate Bills Nos. 2753, 3439 and 3598; Senate Joint Resolution No. 982; and House Joint Resolutions Nos. 1157 and 1178**.

**ENGROSSED BILLS**

April 29, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 399, 2890, 3012, 3439, 3484, 3528, 3602, 3622 and 3719; and Senate Joint Resolutions Nos. 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120 and 1121; and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**ENGROSSED BILLS**

April 29, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolutions Nos. 793, 966, 980, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060 and 1062; and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**ENGROSSED BILLS**

April 29, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolution No. 1130, and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**MESSAGE FROM THE HOUSE**

April 26, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 195, 1808, 2780, 2952, 3041, 3149 and 3768; passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 3456, passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 3993, passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 26, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 708, 781, 1074, 1078, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1150, 1151, 1152, 1153, 1154, 1155, 1156 and 1157; adopted, for the Senate's action.

BURNEY T. DURHAM,  
Chief Clerk.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

April 26, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 1162, 1163, 1164 and 1178; adopted, for the Senate's action.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 30, 1158, 1159, 1160, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176 and 1177; adopted, for the Senate's action.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 793, adopted, for the Senate's action.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 29, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 1192, adopted, for the Senate's action.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 26, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 980, 1317, 3266, 3432, 3727 and 3906; substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 26, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 1142 and 3680, substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

April 26, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 3625, substituted for House Bill on same subject and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 29, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 3255, substituted for House Bill on same subject and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 26, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 925, 967, 968, 969, 970, 971, 972, 973, 974, 975 and 977; concurred in by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 29, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 1130, concurred in by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 29, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 1074, concurred in by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**ENROLLED BILLS**

April 27, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 980, 1142, 1317, 3266, 3432, 3625, 3680, 3727 and 3906; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**ENROLLED BILLS**

April 27, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 925, 967, 968, 969, 970, 971, 972, 973, 974, 975 and 977; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**ENROLLED BILLS**

April 29, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Resolutions Nos. 211, 212, 213 and 214; and find same correctly enrolled and ready for the signature of the Speaker.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**ENROLLED BILLS**

April 30, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 2797, 3255 and 3715; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**ENROLLED BILLS**

April 30, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 1074 and 1130, and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**MESSAGE FROM THE HOUSE**

April 26, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 172, 1130, 1665, 2663, 2778, 3270, 3300, 3647, 3985, 3988 and 3992; for the signature of the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 30, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 767, 1069, 1070, 1071, 1072, 1073, 1075, 1076, 1077, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1160, 1162, 1163, 1164 and 1178; for the signature of the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**SIGNED**

April 27, 2010

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 925, 967, 968, 969, 970, 971, 972, 973, 974, 975 and 977.

**SIGNED**

April 28, 2010

The Speaker announced that he had signed the following: Senate Bills Nos. 980, 1142, 1317, 1321, 2391, 2726, 3000, 3001, 3019, 3266, 3321, 3348, 3362, 3432, 3625, 3680, 3727 and 3854.

**SIGNED**

April 28, 2010

The Speaker announced that he had signed the following: Senate Bill No. 3906.

**SIGNED**

April 28, 2010

The Speaker announced that he had signed the following: Senate Resolution No. 208.

**SIGNED**

April 28, 2010

The Speaker announced that he had signed the following: House Bills Nos. 172, 1130, 1665, 2663, 2778, 3270, 3300, 3647, 3985, 3988 and 3992.

**SIGNED**

April 29, 2010

The Speaker announced that he had signed the following: Senate Resolutions Nos. 211, 212, 213 and 214.

**SIGNED**

April 30, 2010

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 1074 and 1130.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**SIGNED**

April 30, 2010

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 767, 1069, 1070, 1071, 1072, 1073, 1075, 1076, 1077, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1160, 1162, 1163, 1164 and 1178.

**MESSAGE FROM THE HOUSE**

April 27, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 925, 967, 968, 969, 970, 971, 972, 973, 974, 975 and 977; signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 28, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 980, 1142, 1317, 1321, 2391, 2726, 3000, 3001, 3019, 3266, 3321, 3348, 3362, 3432, 3625, 3680, 3727, 3854 and 3906; signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 30, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 1074 and 1130, signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

April 28, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 925, 967, 968, 969, 970, 971, 972, 973, 974, 975 and 977; for his action.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**REPORT OF CHIEF ENGROSSING CLERK**

April 29, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 980, 1142, 1317, 1321, 2391, 2726, 3000, 3001, 3019, 3266, 3321, 3348, 3362, 3432, 3625, 3680, 3727, 3854 and 3906; for his action.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

April 30, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 1074 and 1130, for his action.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

April 27, 2010

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 765, with his approval.

STEVEN E. ELKINS,  
Counsel to the Governor.

**MESSAGE FROM THE GOVERNOR**

April 29, 2010

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 925, 967, 968, 969, 970, 971, 972, 973, 974, 975 and 977; with his approval.

STEVEN E. ELKINS,  
Counsel to the Governor.

**MESSAGE FROM THE GOVERNOR**

April 30, 2010

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 223, 980, 1317, 2403, 2444, 2587, 2624, 2767, 2813, 2912, 2933, 2977, 2999, 3019, 3154, 3266, 3277, 3321, 3432, 3583, 3666, 3731, 3871 and 3929; and Senate Joint Resolutions Nos. 794, 1074 and 1130; with his approval.

STEVEN E. ELKINS,  
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR # 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 29, 2010: Senate Joint Resolutions Nos. 980, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001,



**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120 and 1121; Senate Resolutions Nos. 211, 212, 213 and 214; and House Joint Resolutions Nos. 1069, 1070, 1071, 1072, 1073, 1075, 1076, 1077, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1162, 1163, 1164 and 1178.

This the 27th day of April, 2010.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR # 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 29, 2010: Senate Bills Nos. 2507 and 2688; Senate Joint Resolutions Nos. 793 and 966; and House Joint Resolution No. 767.

This the 27th day of April, 2010.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR  
LOCAL BILL  
CONSENT CALENDAR**

Pursuant to Rule 26, the following bills have been set on the Consent Calendar for Thursday, April 29, 2010: Senate Bills Nos. 3945, 3948 and 3950.

This the 27th day of April, 2010.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR # 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 29, 2010: Senate Bills Nos. 555, 744, 1204, 2890, 3012, 3449, 3602, 399, 1444, 2033, 2753, 2847, 3392, 3439, 3484, 3513, 3528, 3622, 3719 and 3875; and House Bills Nos. 2698 and 2700.

This the 27th day of April, 2010.  
MIKE FAULK, Chairperson.

**THURSDAY, APRIL 29, 2010 -- 84TH LEGISLATIVE DAY**

**REPORT OF COMMITTEE ON CALENDAR # 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 29, 2010: Senate Bills Nos. 2424, 2430, 2440, 2443, 2445, 2449, 2451, 2453, 2455, 2456, 2457, 2458, 2459, 2461, 2462, 2463, 2464, 2467 and 3245.

This the 27th day of April, 2010.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR  
SENATE MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bills and they have been set on the Message Calendar for Thursday, April 29, 2010: Senate Bills Nos. 2341, 2411, 2797, 3034, 3489 and 3715; and House Bill No. 3291.

This the 27th day of April, 2010.  
MIKE FAULK, Chairperson.

**ADJOURNMENT**

Senator Norris moved the Senate adjourn until 9:00 a.m., Thursday, May 6, 2010, which motion prevailed.